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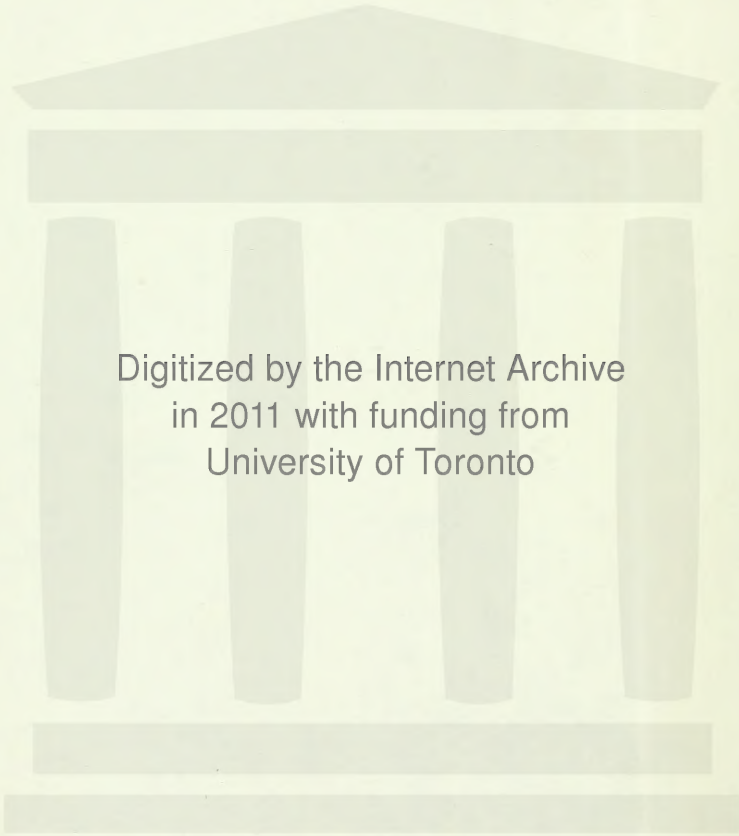
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REGISTRUM
MONASTERII S. MARIE
DE
CAMBUSKENNETH

A.D. 1147 - 1535.

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REGISTRUM MONASTERII

DE CAMBUSKENNETH.

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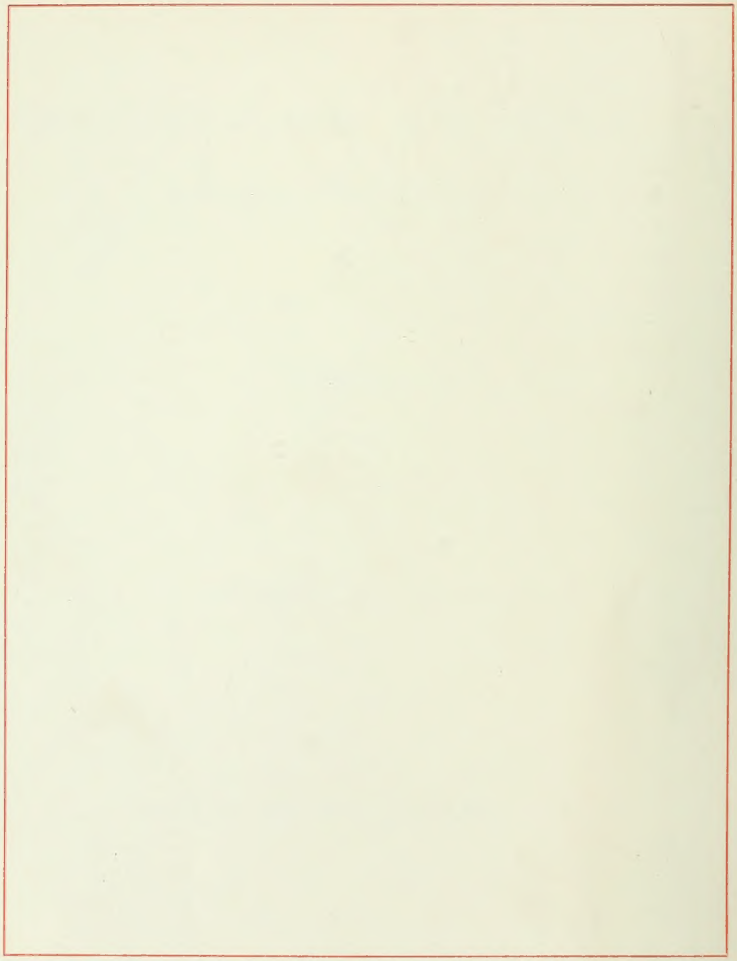
TO

The Members of the Grampian Club.

BY

THE MARQUESS OF BUTE.



Contents.

PAGE.

INTRODUCTION, ... v-cxl

Description of the Register of 1535, ... v-xii

The Original Charters now lost, ... xiii

Transcript by Walter Macfarlane, the Antiquary, 1738, . . xiv

Notice of Macfarlane, ... xv-xvii

History of the Abbey, ... xviii

Lands, Fishings, etc., belonging to the Abbey, . . . xxi

Poverty of the Abbey, ... xxvi

The Earlier Records of the Abbey, ... xxix

Recently discovered Charters, ... xxx

Historical Events connected with Cambuskenneth, . . xxxvi

Parliaments held at Cambuskenneth, 1314-1326, . . xxxix

THE ABBOTS OF CAMBUSKENNETH, ... xlviii

I. William, 1147, to XX. John, 1473, . xlviii

XXI. Henry Arnot, Treasurer, 1473-1504, . lxiv

XXII.-XXIII. David and Andrew, 1504-1510, . . lxxi

XXIV. Patrick Pantar, 1510-1517, . . lxxii

XXV. Alexander Mylne, 1517-1548, lxxxviii

XXVI. John Erskine, *circa* 1550, . . . xcvii

XXVII. David Pantar, 1552-1558, . xcviii

XXVIII. Adam Erskine, 1562-1608, . . . cv

XXIX. The Honourable Alexander Erskine, 1608-1640. cxiii

Erection of the Abbey into the Lordship of Cardross, . . cxix

"Mar's Wark," in Stirling, ... cxxv

Royal and Eminent Persons buried at Cambuskenneth, . . cxxviii

PAGE

TABULA, ... cxli

REGISTRUM S. MARIE DE CAMBUSKENNETH, . . 1-318

ABSTRACT OF THE REGISTER, ... 319-400

ROLL OF MEMBERS OF THE GRAMPIAN CLUB, . . 405

INDEX OF PERSONS, ... 409

INDEX OF PLACES, ... 432

ILLUSTRATIONS.

Title-page: the West Door of Cambuskenneth Abbey, restored from a fragment now remaining.

Signature of Mr. James Foulis, Clerk-Register, . . . vi *and* 4

The Royal Arms of Scotland, as in the Original Register, 1535, *between* vi *and* vii

The First Page of the Original Manuscript Register, 1535, . „ viii *and* ix

The Armorial Bearings of Alexander Mylne, Abbot of Cambuskenneth, and Mr. James Foulis, Clerk-Register, and "Exasticvm," 1535, ... „ x *and* xi

Signature of John Earl of Mar in 1693, ... xiv

Portrait of Walter Macfarlane, the Antiquary, and Transcriber of the Register of Cambuskenneth in 1738, . *between* xvi *and* xvii

Seal of Abbot John, 1292, ... lii

Seal of Abbot Patrick, *circa* 1440, ... lx

Signatures of Abbot Henry Arnot, 1492 and 1501, . . . lxx

Signature of Abbot David, 1506, ... lxxi

Seal of Abbot Patrick Pantar, 1510, ... lxxxvi

Signature of King James the Fourth, 1512, . . . lxxxvii

Signature of Patrick Pantar, as Secretary, 1512, . . . lxxxvii

PAGE

Lease by the Bishop of Dunkeld, 6th August 1505, holograph of Alexander Mylne, as Notary, afterwards Abbot, . *between* xciv *and* xcv

Signatures of Abbot Alexander Mylne, 1524, . . xcv *and* xcvi

Signature, etc., of Abbot David Pantar, 1557, . . . cii *and* civ

Seal of the Convent of Cambuskenneth, 1562, . . . cvii

Letter by Adam Erskine, Commendator of Cambuskenneth, to the Laird of Dun, younger, 10th June 1579, . *between* cviii *and* cix

Signatures of King James the Sixth and Adam, Commendator, . cxii

Holograph Letter of King James the Sixth to "Jhon Slaitis" (John Earl of Mar), ... *between* cxxii *and* cxxiii

Holograph Letter of King James the Sixth to "Lady Minny" (Annabella Murray, Dowager Countess of Mar), „ cxxii *and* cxxiii

"Mar's Wark," Stirling, with Verses carved above the Doors, „ cxxvi *and* cxxvii

House of Beton's Mill, Bannockburn, in which King James the Third was killed, 11th June 1488, . . . cxxxi

Monument to King James the Third and his Queen, erected by Queen Victoria at Cambuskenneth in 1864, *between* cxxxiv *and* cxxxv

Coffer or Offertory Box of the Abbey of Cambuskenneth, from the original, found in the Ruins of the Abbey. A beautiful specimen of early fifteenth century iron-work. (The property of Mr. Paton, Dunfermline), ... cxxxix

The Tower of Cambuskenneth, ... *between* cxl *and* cxli

Corbels and Gurgoyles at Cambuskenneth Tower, . . „ cxl *and* cxli

Groining of the Turret of Cambuskenneth Tower, . . „ cxl *and* cxli

Monogram—probably "Monasterivm S. Marie de Camvskennet," on supposed Key-Stone of Cambuskenneth, from the original at Westerton, . . . „ cxl *and* cxli

Canopy of Mural Panellings at Cambuskenneth Abbey, . „ cxl *and* cxli

PAGE

Mouldings, etc., at Cambuskenneth Abbey, . . . *between* cxl *and* cxli
Carved Stones at Cambuskenneth and "Mar's Wark" in Stirling, „ cxl *and* cxli
Plan of the Foundations of Cambuskenneth Abbey, . . „ cxl *and* cxli
View of the River Forth from Cambuskenneth Tower, . „ cxl *and* cxli
Illuminated Letters in the Register of Cambuskenneth, . *between* 2 *and* 3
Charter by King Robert the Bruce, of the Mill of Arringrosk, 10th June 1324, ... „ 8 *and* 9
Charter by King William the Lion, of a toft above Harth (Airth), 29th September 1214, . . . „ 28 *and* 29
Charter by King Robert the Bruce, precept for teinds of Buthkennar, 17th September 1371, . . . „ 60 *and* 61
Precept by King James the First, for teinds of Buthkennar, 2d September 1424, . . . „ 64 *and* 65
Charter by King David the First, with consent of his son Henry, of the lands of Cambuskenneth, etc., *circa* 1147, „ 70 *and* 71
Charter by King David the First, of the Church of Clackmannan, etc., *ante* 1153, ... „ 76 *and* 77
Charter by King Malcolm the Fourth, of the Church of Clackmannan, *circa* 1160, ... „ 78 *and* 79
Charter by King William the Lion, of a Merk of Silver in Crail, *circa* 1178, ... „ 88 *and* 89
Charter by King William the Lion, of the Church of Forteviot, *circa* 1175, ... „ 132 *and* 133
Charter by King David the First, of Ketliston, *circa* 1150, . „ 250 *and* 251
Collected Seals and Signatures, ... 401-404

Introduction

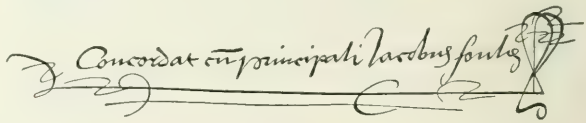
Description of the Register of the Abbey of Cambuskenneth made in the year 1535.

Of all the Registers of the ancient religious houses of Scotland, the Register of the Abbey of Cambuskenneth is the only one which has been specially authenticated by royal and judicial authority.

Alexander Mylne, Abbot of Cambuskenneth in the reign of James the Fifth, who was the first President of the Court of Session established by that monarch, being a lawyer and historian, as well as an ecclesiastic, knew the value and importance of a large collection of early charter muniments. He found those of his Abbey—some of them dating from the middle of the twelfth century—going rapidly to decay; and to prevent the injury which might arise from their loss, he took steps to procure a warrant from the King for their transcription. A petition was presented to the Lords of Council by the Abbot and Convent, setting forth that the charters and evidents belonging to them, hitherto kept in the

Abbey, had, from its damp situation, already suffered much from mildew, which was not only destroying the seals and writing but the very parchments themselves, and that so quickly, that unless some remedy was speedily applied, they would soon be utterly destroyed. They therefore requested that the charters and evidents should be transumed and transcribed in the form of a book, written on parchment, authenticated by the signatures of the Council and Clerk-Register, and by the King's seal. On the 24th of July 1535, the Lords of Council, after due intimation to all parties interested, ordained that a transumpt of the charters and other writs should be made, which should have the same force in all time coming as the originals, and as if each was separately inserted in an Act of his Majesty's Council.

The transcription thus ordered was duly executed in a folio volume of one hundred and seventy-eight leaves of vellum, on which were engrossed transcripts of two hundred and twenty-five charters of lands and other property granted to the Abbey, and of Papal bulls and other muniments relating either to the property or to the ecclesiastical business of the Abbey. At the end of the transcript of each charter the Clerk-Register, Mr. James Foulis of Colinton, attests, in this form, that it agrees with the original:—



The muniments are engrossed in the Register alphabetically, according to the names of the lands and churches, fishings, and other subjects with which they deal. Thus the charters of the lands of Arngrosk, Alva, and Alloa are placed first in the Register, while the foundation-charter of the Abbey, and the confirmation of it, which are much earlier in date, and from their importance might be expected to appear first in the Register, are placed after all the documents containing lands whose names begin with the letters A and B.

Great care was bestowed on the preparation of the Register. It is written in a plain, distinct and legible hand, of which the character is well shown in the facsimile of the transcript of the original charter of foundation by King David the First, and of other royal charters, which are given in this volume. The whole volume was engrossed by the same writer; and there are occasionally slight corrections, with here and there a blank supplied by the hand of the Clerk-Register, which show that his attestation was more than formal.

An impression of the Great Seal of King James the Fifth was originally appended to the volume by a strong cord of purple and yellow silk. This large seal may have been looked upon as an inconvenient appendage to the book, or it may have been appropriated by some collector of seals; but however this may be, it has been removed, and the cord alone remains.

The Register has for a frontispiece the Royal Arms of Scotland, the lion rampant on a shield or, with the double tressure, supported

by a single unicorn, collared and chained, in a recumbent position, having the national achievement resting on his back. The shield is surmounted by a large regal crown, and environed by a gold collar of thistles. From the collar depends, at the side of the unicorn, a medallion of Saint Andrew. On each side of the shield is placed the initial letter of King James the Fifth, with the figure 5. On a scroll below is the motto "In mi Defens." A facsimile of this illumination is given in the present work. The first page of the Register is illuminated in the style of an ancient missal, with a floral border, and of this a facsimile is also given. This page contains the first part of the warrant of the King and Council for the transcription, the initial letter of the King being highly ornamental.

At the end of the Register, and opposite the last engrossed page, are blazoned the armorial bearings of the two officials, Abbot Mylne and the Clerk Register Foulis, who were principally concerned in obtaining and superintending the transcription of the Register. The arms of the former are a shield resting on a cross, argent three cushions, 2 and 1, gules, and for crest a cross, with the motto on a scroll beneath "Confido." The arms of Mr. James Foulis, Clerk-Register, are argent, three laurel leaves, with the motto on a scroll beneath, "Ne Qvid Nimis."

Between these two shields the following lines are written :—

"Fecit Alexander Cambuskynnetheus abbas,
Qua fortha ambiguis It sinuosis aquis,
Has veteres carie exesas transcribere cartas,

Registrum Monasterii de Cambuskenneth

Jacobus dei gracia Rex Scotorum Uni-
versis et singulis ad quorum noticias presentes litere per-
venerint salutem Quia per supplicacionem coram con-
silii nostri dominis porrectam pro parte venerabilis in
christo patris et consiliarii nostri dilecti alexandri abbatis
monasterii nostri de cambuskynneth conventus etiam
nostri quorum sessionem ... presidentis et conventus
eiusdem monasterii expositum erat quod Carte et evidencie ipsis
pertinentes et dicto suo monasterio hactenus asservate quod
situm est in loco aquoso ex humore et aeris ... iam
quasi et tota ... sigillis et carecteribus absumpte
sunt et breui penitus consumentur Non sine ipsorum abbatis
et conventus maximo et irremediabili detrimento nisi
statim eis de remedio succurratur Quare rogauerunt
dicti abbas et conventus quatenus huiusmodi suas cartas et evi-
dencias cum nostre auctoritatis interpositione autentice in
formam libri pergameno scripti sub manuali subscriptione
eiusdem nostri consilii et registri clerici vnacum nostri sigilli ap-
pensione transsumerentur copiarentur et transcriberentur
Quamquidem supplicationem prefati nostri consilii domini
iustam et racioni consonam reputantes ex eorum decreto
ordinauerunt edictum in valuis pretorii nostri edinburgen'
quarto die mensis instantis Julii affigi debere ad citandum
seu summonendum Omnes et singulos interesse habentes
seu habere putantes ad comparendum coram eis in dicto
nostro pretorio vicesimoquarto die mensis Julii predicti hora
causarum ad videndum et audiendum omnes et singulas
cartas et evidencias dicti nostri monasterii in formam li-
bri manuali subscriptione dicti nostri consilii et registri
clerici transsumendas esse copiandas et transcribendas
vnacum magni nostri sigilli appensione sic quod huiusmodi transump-
to tanta et similis fides adhibeatur sicut principalibus
cartis et evidenciis Cum certificatione quod siue prefate per-
sone interesse habentes siue se habere putantes dictis die
et loco compareuerint siue non prefati nostri consilii domini
huiusmodi cartas et evidencias sic ut premittitur transsumen-
das esse copiandas et transcribendas decreverunt &c

Sic reparat sancti jura vetusta loci.
Defuit haud operi noster labor omnia nostra
Instrumenta manu sepe notata docent."

A facsimile of the page of the Register containing these armorial bearings and lines will be found in the present volume. This facsimile, and those mentioned above, have been made a little smaller than the originals, to suit the size of the printed page.

Prefixed to the Register is a Table of Contents, extending to six folios, which gives the designation of each charter or other writ in the Register, without, however, stating their terms or import.[1]

A description of this Register was given by Mr. Richard Augustine Hay, commonly called Father Hay, about two centuries ago, at which time the Great Seal of King James the Fifth was still appended to it. Under the head of "Kamiskennethum, or Campus Kennethi," the Father says,—"I have seen a very fine book in parchment containing the Records of this house in my Lord Tarbat's hand, the broad seal appended to a cord of silk passing through every leife. Every page of the book was signed by Fowles, Register in the days of King James the fifth. On the first leife, there is a scutcheon of our Scots arms Entowred with a Cordon green, to which hangs a medale of eight Corners, whereupon Saint Andrews is represented. This gave occasion to the late institution of that Order. Upon the gate as you enter Linlithgow Palace, there is likewise a scutcheon environd with

[1] On a blank folio at the beginning of the Register is this marking: "Ex Libris Bibliothecæ Facultatis Juridicæ Edinburgi. A. 4. 6. and 34. 1. 2."

a Cordon composd of thistles and Saint Andrews, wherto hangs a medale representing that Apostle. In the house of Weems, King James the fifth is painted with a green Ribbon about his neck, and a medale of Saint Andrews hanging therto, and on his mantle a cross sutch as our knights have, all which I take to proceed from the fancie of the Workemen, having found no solid ground to believe, that there was any sutch order in the world before King James the Seventh. What arguments the Register produced, have no solidity, and what is said by Sir George M'Kenzie for asserting that business is altogether false. I myself having shown him that William Sinclare, Earle of Orkney and Cathnes, in his disposition of Rosline and Pentland to his sone Sir Oliver, takes no such title as knight of Saint Andrews, which nevertheless the Advocat had alledged in his Genealogies, for proveing the Antiquity of that Order of Knights, who, according as King James the Seventh establishd them, carried a purple Ribbon about their neck, with a plain gold medale Oval hanging therto. On the one side was a Saint Andrews on his crosse, and on the other a thistle. On their cloaks and coats they bore in the beginning a fower square crosse of Saint Andrews, or a saltier: in the midle there was a Thistle environd with those words, 'Nemo me impune lacesset.' The whole is embroidred in silver and blew silk. Some short time thereafter, the Earle of Arrane changed the Ribbon, and took a blew Ribbon, which he carried over his shoulder; and in Scotland my Lord Perth, Chancellour, and Duke Gordon alterd the medale, and tooke a medale ovall enriched with Diamonds, and as for

EXASTI CVM
HEcu Alexander Cambuskynnetheus Abbas,
QUa fortha ambiguis it sinuosus aquis,
HIs veteres curie excelsas transcribere cartas,
SIc reparat sancta Iura vetusta loci.
DEfuit haud operi noster labor, omnia vsa.
TInstrumenta manu sexe notata docent.
M·IACOBI FOVLD·REG
I F

the cross which was upon their cloaths, they added fower flower de luces of silver to fill up the fower corners of the cross near the midle, answerable to the motto that surrounded the thistle. Since, I hear that there are severall other alterations made, and that Lord George Hamilton carries a green Ribbon over his shoulders."[1]

It has been supposed that the Register was written in the office of the King's Chancery, where all writs passing under the Great Seal were engrossed. But throughout, expressions are used in the headings of particular documents which show that they had been copied into the Register by a member of the Convent. Thus the heading of the foundation-charter, in the same hand as the rest of the Register, is "Prima carta originalis Dauid Regis fundatoris *nostri* de Cambuskynneth."[2] "Nostri" obviously here means the Abbot and Convent of Cambuskenneth. Again we find writs with such headings as "Compositio inter *nos* et abbatem de Cupro, de ecclesia de Glenyleff;"[3] and "Compositio inter *nos* et Dunfermling super diuersis decimis."[4] These expressions could not have been used by a stranger scribe in the King's Chancery. They were quite natural when used by a member of the Convent engaged in engrossing the writs; and the use of the word "noster" in the "Exasticum" is almost conclusive that the writs were transcribed by one of the brethren of the Abbey; and this con-

[1] Mr. Richard Augustine Hay's Scotia Sacra, tom. i. p. 511, in the Library of the Faculty of Advocates, Edinburgh.

[2] *Infra*, p. 71, No. 51.

[3] *Infra*, p. 137, No. 105.

[4] *Infra*, p. 149, No. 118.

clusion is supported by the fact that in every religious house of such importance as Cambuskenneth there was a *Scriptorium*, or writing room, in which scribes belonging to the house were occupied in engrossing instruments under the direction of their superiors. In the present case the Register was probably written in the Abbey itself, and afterwards collated by the Clerk Register in the manner already described.

From the care, labour and expense bestowed on the transcription of the writs, it is obvious that the Register was considered at the time a work of no inconsiderable value and importance. But, notwithstanding the labour bestowed upon it, and the formal certificate by the highest official connected with the Public Records that the transcript of each charter engrossed had been collated with the original, there occur throughout the Register numerous clerical errors, which, though not affecting the substance, somewhat disfigure it. Both the transcriber in writing out the work, and the Clerk-Register in collating it, have, in many instances, misread the names of leading witnesses, who are now well known to charter students from the frequent occurrence of their names as witnesses to early Scottish charters.

These and similar mistakes have been reproduced in the present volume, and in the case of most of the important errors a correction is suggested by words enclosed within brackets. A few minor and obvious mistakes have been corrected in the print; while others not affecting the sense have been allowed to remain. At the end

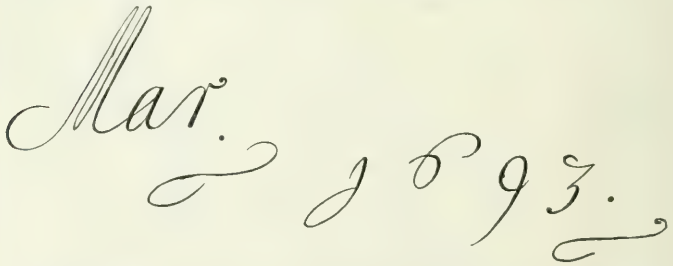
of the Index, several of the errors which occur in the Register are pointed out. The contractions in the Register have been discharged, all contracted words being printed *at longum*. These are the only freedoms which have been taken in the printing of the Register.

As the original charters were extant in the year 1535, when they were transcribed, it was thought that, although some of them may have since perished from the damp and mildew which even at that early period had overtaken them, others might still be traced to the custody of the present or former owners of the Abbey of Cambuskenneth since the Reformation. This hope was strengthened by the opinion expressed by Sir John Graham Dalyell in his excellent analysis of the Register, that only a portion of the writings had been offered for transcription, or that only those which were considered the most important had been selected by the keeper of the public archives. Sir John's opinion as to the partial transcription was based upon some original documents falling under his notice.[1] He however attributes the selection of what was to be copied to the Clerk-Register, but it seems probable that the transcription was executed by a scribe of the Convent, and if this was the case it is also probable that the selection was made by his superiors.

Careful inquiries have been made for the original charters, but without success. The present proprietors of the Abbey and lands of Cambuskenneth are the trustees of Cowan's Hospital in Stirling; an institution which acquired these lands in the year

[1] Brief Analysis of the Chartulary of Cambuskenneth, 1828. p. 43.

1709 from Sir John Erskine of Cambuskenneth and Alva, whose family had been in possession of them from nearly the time of the Reformation until the sale to Cowan's trustees. But neither in the repositories of Cowan's trustees, nor in those of the Erskines, has any trace of the ancient charters been discovered. They may have been destroyed in the year 1559, when a great part of the Abbey was pulled down, and the whole of its furnishings were carried off; or their disappearance may be attributed to the neglect with which they would probably be treated after they had been engrossed in the Register, which, on the other hand, has evidently been preserved with great care. It descended to John Erskine, Earl of Mar, the famous leader of the insurrection in 1715, who has thus subscribed his name on one of the blank leaves in the volume.



The Register is now the property of the Faculty of Advocates. In 1738 a copy of it was made at the expense and under the superintendence of Walter Macfarlane of that Ilk, or of Arrochar. This is

a folio volume, of three hundred and twelve folio pages, and is entitled: "Registrum Cœnobii de Cambuskenneth Impensis Walteri M'Farlan de Eodem In ipsius manu transcriptum M.D.CCXXXVIII." Notwithstanding this title, Macfarlane has only added dates to some of the charters, and the whole volume is in the well-known hand of Alexander Taitt, who was much employed by Macfarlane in transcribing the chartularies of the religious houses of Scotland, and who appears to have been a good Latin scholar. He was son of John Taitt, merchant in Edinburgh, as we learn from the will of Mr. Thomas Ruddiman, Keeper of the Advocates' Library in Edinburgh, dated 17th March 1736, to which Alexander Taitt, and another scholar, Walter Goodall, assistant-keeper of the Library, are attesting witnesses.[1]

Throughout this transcript the dates added to charters, and the corrections holograph of Macfarlane, his distinct handwriting is readily recognised. Macfarlane's transcript has been of much service in preparing the present work for the press. It is now the property of the Faculty of Advocates, Edinburgh, and was kindly lent to the Editor by the curators of their library.[2]

Walter Macfarlane did much for the preservation of many of the historical muniments of Scotland, besides those of Cambuskenneth, and his labours seem to justify something more than a passing notice of him. He was descended from the ancient Earls of Lennox,

[1] Original Will of Mr. Thomas Ruddiman.

[2] It bears this marking: "In Libris Bibliothecæ Facultatis Juridicæ Edinburgi, Jac. 5. 4. 5, and 35. 3. 37."

his direct ancestor, Gilchrist, having branched off in the thirteenth century. Maldouen, third Earl of Lennox, granted to his brother Gilchrist the upper part of the original parish of Luss, which was called Arrochar, as a portion for a younger son. Gilchrist was the progenitor of the Clan Pharlan, or that of the Macfarlans. A descendant of Gilchrist was named Bartholomew, or in Gaelic *Parlan*, and from him the clan took their surname of Macfarlane. The chiefs of the clan were designated lairds of Arrochar, or Macfarlane of that Ilk, for several centuries, and in earlier days were famous for their raids and feuds. Walter Macfarlane, the chief of the clan in the middle of the eighteenth century, derives his fame from the peaceful occupations of the historian and the scholar.

A countryman of his own in the Lennox, and a contemporary, who ranks high in the republic of letters, celebrates this laird of Macfarlane as "the greatest genealogist I ever knew in any country, and perfectly acquainted with all the Antiquities of Scotland."[1] Another contemporary eulogizes him as a famous antiquary who could repeat all the poems of Ossian in the original Gaelic.[2]

Bishop Keith, in his Catalogue of Bishops, expresses his obligations to Walter Macfarlane, chief of that name, "universally acknowledged to be the first antiquary in the kingdom."

After Arrochar had been possessed for five centuries and a half by the family of Macfarlane, the representative in the year 1785 sold for £28,000 the property to William Ferguson of Raith, whose

[1] Tobias Smollett in his "Humphrey Clinker." [2] The Chiefs of Colquhoun, vol. ii. p. 80.

J. W. Farlane

son, Robert Ferguson, again sold Arrochar to the late Sir James Colquhoun of Luss, at the enhanced price of £78,000.

The mansion-house of Arrochar, in which Smollett, when on his journey to the Highlands, was entertained by Walter Macfarlane the antiquary, has been rendered memorable in the pages of "Humphrey Clinker." Having fallen into ruins it was removed, and a neat mansion has been erected near its site by the present proprietor. The carved stone, marking the date of the erection, etc., of the old house, has been carefully preserved, and is built into the modern mansion, with a Gaelic inscription, to the effect that it was brought from the principal door of the house which John, chief of the Macfarlanes and laird of Arrochar, built in the year 1697. The chief referred to was the father of Walter the antiquarian.

Walter died at his town house, in the Canongate of Edinburgh, on the 5th of June 1767. After his death his valuable collection of manuscripts on the History and Antiquities of Scotland was purchased by the Faculty of Advocates. They form the best monument of the learning, industry, and accomplishment of that respected chief of the Clan Macfarlane. His portrait is preserved in the Museum of the Society of Antiquaries for Scotland. An engraving has been made from which the impression in this work is executed.

History of the Abbey.

This Introduction might have been limited to a description of the Manuscript Register, now printed for the first time, and of a statement of the rules which the Editor has laid down for himself in executing his task. But it may add to the interest of the book to give a short account of the Abbey; of its territorial and other possessions; its Abbots and Commendators; the historical events with which it has been connected; the Royal and eminent persons interred within its walls; and its different buildings, etc.

The founder of this Abbey was King David the First of Scotland, by whom so many other religious houses were founded in his kingdom. To his piety and liberality Scotland was indebted for four bishoprics, eleven abbeys, two nunneries, and other religious institutions of less note. No other Scottish sovereign, either before or after his time, bestowed on the Church such extensive benefactions.

Andrew of Wyntoun, in his "Cronykil" of Scotland, himself an eminent churchman, and Prior of St. Serf's Inch in Lochleven, gratefully commemorates, in his vernacular tongue, the piety of King David as the founder of so many abbeys:

"He illumynd in his dayis
His landys uyth kyrkis and wyth abbayis.
Byschaprykis he fand bot foure or thre;
Bot, or he deyd, nyne left he.
Abbays he foundit nyne or ten,
And set in yame relygyws men.

. . . . . .

Haly-rwdhows he byggyd syne,
Cambuskynel nere Strewelyne ;
All yir abbays foundyd he
And rychely girt yame dowyt be."[1]

The Abbey of Cambuskenneth was appropriated for monks of the order of St. Augustine, and dedicated to the Virgin Mary.

In the foundation-charter, King David, with the consent of his eldest son, Prince Henry, granted and confirmed to the church of St. Mary of Stirling the lands of Cambuskenneth, and the fishing between these lands and Polmaise, and other subjects. This charter is without date, but it was probably granted in the year 1147. In the Manuscript Register it is headed "Prima Carta originalis David Regis fundatoris nostri de Cambuskynneth."[2]

The lands of Cambuskenneth being thus granted to the church of St. Mary of Stirling, the King probably intended that the name of the new Abbey should be Stirling. His grandson, King Malcolm the Fourth (the Maiden), also granted a charter of confirmation to the church of St. Mary at Stirling of the lands of Cambuskenneth and others.[3] That charter is also without date, but it was probably granted in the year 1165.

King William the Lion confirmed to the church of St. Mary of Stirling the lands of Cambuskenneth and others, by a charter made about the year 1168.[4]

[1] Wyntoun's Cronykil, vol. i. p. 292.
[2] *Infra*, p. 71, No. 51.
[3] *Infra*, p. 70, No. 50.
[4] *Infra*, p. 72, No. 52.

In addition to these successive royal confirmations, the Popes confirmed the foundation of the new Abbey under the name of the church of St. Mary of Stirling. Pope Eugene the Third, by a bull, dated 30th August 1147, declared that he took the church of St. Mary of Stirling under his protection, and also that of St. Peter, and ordained that the canonical order of Arrosia, instituted there by William the Abbot, with the counsel of Robert, Bishop of St. Andrews, should be inviolably observed for ever. The same Pope confirmed to the Abbot the lands of Cambuskenneth and others.[1]

Pope Alexander the Third in 1164, and Pope Celestine the Third in 1195, confirmed to the church of St. Mary of Stirling the town and lands of Cambuskenneth, and many other lands which had been granted to that Abbey since its foundation by King David.[2] During the twelfth century, and for more than fifty years after its foundation, the church, in all charters relating to it, is called St. Mary's of Stirling.

As early, however, as the year 1201, that name was changed into the church of St. Mary of Cambuskenneth, as appears from two bulls by Pope Innocent the Third.[3] The same Pope, by a bull, dated 6th May 1207, addressed to the Abbot and canons of St. Mary of Cambuskenneth, declared that he took the church under his protection, and also that of St. Peter, and he confirmed to the Abbot and canons all their goods, and particularly the town of Cambuskenneth, and many other subjects therein specified.[4]

[1] *Infra*, p. 38, No. 23.
[2] *Infra*, pp. 40-42, Nos. 24. 25.
[3] *Infra*, p. 48, No. 27, and p. 51, No. 31.
[4] *Infra*, p. 47, No. 26.

In all the bulls granted by succeeding Popes, ranging from the year 1207 to 1433, the church is named St. Mary's of Cambuskenneth, never of Stirling.[1]

King William the Lion, in a charter without date, but granted probably in the year 1200, confirmed to the church of St. Mary of Cambuskenneth the grants which Scher de Quinci had made to it of the lands of Duglyn.[2] King Alexander the Second, in the year 1249, confirmed to the canons of Cambuskenneth the charter which his father, King William the Lion, gave to the church of St. Mary of Stirling, of the lands of Cambuskenneth.[3]

Lands, Fishings, and other Property which belonged to the Abbey.

In the course of the four centuries during which the Abbey of Cambuskenneth flourished, it received many grants of lands and other property from the bounty of successive sovereigns, and the liberality of opulent subjects; and in the course of time its revenues became considerable. Its lands at Cambuskenneth were not extensive, but a part of them was very valuable. The popular rhyme, that

> "A loop of the Forth
> Is worth an earldom in the North,"

is justified by the nature and fertility of the soil in the fine carse

[1] *Infra*, pp. 48-55, Nos. 26, 28-35. [2] *Infra*, p. 92, No. 72. [3] *Infra*, p. 73, No. 53.

land around Cambuskenneth, which produces rich crops of the more valuable kinds of grain. But the possessions of the Abbey were widely scattered, and a glance at the multifarious character of its property will show the difficulty which persons constantly resident in the Monastery must have experienced in managing it profitably.

By the foundation-charter the Abbey was endowed, by King David the First, with the lands of Cambuskenneth and Colling and Dunbodwin, or Tulibodwin; fishings both of districts and nets; forty shillings of the King's rent of Stirling; the cane of one ship; one saltwork, with as much land attached as belonged to one of the King's saltworks; the tithes of the farm of the King's lordship of Stirling; the offerings made in the church; twenty "cudrinis"[1] of cheese from his Majesty's rent of Stirling.

By another charter granted by King David, and renewed by his son, Malcolm the Fourth, the Abbot and Convent obtained the church of Clackmannan, with forty acres of land and the priest's toft, or tofts, in Stirling and Linlithgow.

King William the Lion confirmed the above-mentioned grants made by King David the First and Malcolm the Fourth, and in addition granted to it the church of Clackmannan, with forty acres

[1] This word is spelled in several different ways in the Register, and the exact meaning of it has not been ascertained; but by the charter No. 224, p. 216, *infra*, the convent received a grant of twenty "cowgall" of cheese from Tulymurthac, instead of these twenty cudrinis; and the transcriber of the Register heads the writ—"Donatio centum petrarum casei de Tulymurthac."

of land; the priest's toft in the town and the easements in bush and plain; the teinds of the King's pleas and profits of Stirling, Stirlingshire, and Callander; exemption from tolls and custom; a full toft in Inverkeithing; and sixty shillings of the King's cane of Perth yearly.

Besides the lands of Cambuskenneth and others in the county of Clackmannan, the convent possessed lands, churches, patronages, and other property in the counties of Stirling, Perth, Forfar, Fife, Aberdeen, Linlithgow, Dumbarton, Berwick, and Edinburgh.

The lands in these other counties which belonged to the Abbey comprehended Arngrosk, now Arngask, with mills; lands in Alva, near the spring or well of St. Servan, and between that spring and the church; tofts in Airth; oxgates of land, and toft and pasturage in Balcormok; land in St. Mary's Street in the town of Berwick; the lands of Badenheath; the lands of Collin, supposed to be Collie or Cowie, in the parish of St. Ninian's;[1] tofts in the burghs of Stirling and Linlithgow; lands of Cushnie, in the earldom of Mar; the lands of Duglin, in Fife; Dunipace, in the barony of Herbertshire; lands and tofts in Forteviot; lands in Fuleche; half a carucate in Kirkintulloch; the land of Kettleston, in the constabulary of Linlithgow; half a carucate in Petcorthy; land in Kintulach, in the earldom of Strathern; lands in Linlithgow; lands of Mureton, formerly called Ladyland, in the shire of Stirling; Mobbscroft; the lands of Malar, near Touch; toft in Perth; lands in Tillicoultry, etc.

[1] The Abbots of Cambuskenneth had a residence at Trosk, on the borders of Collie or Cowie.

The Abbey possessed the church and teinds of Arngask, the church of St. Servan of Alva, the chapel of Alloa, the churches and teinds of Clackmannan, Crathie, Forteviot, Glenyleff, Kirketoun, or Eggles, now called St. Ninian's, Kincardine, Kirkintilloch, Kilmaronock, Kinnoul, Kinclevin, Lecroth (Lecropt), Tullibody, and Tullicoultry.

Besides the grants of lands, churches, etc., now mentioned, the Abbey of Cambuskenneth obtained many special grants of other property and privileges. They had the right of fishing in the river Forth between the lands of Cambuskenneth and those of Polmaise, and also the fishings of Carsyn (Kersie) and Tullibody, with fishings in the river Clyde, near Renfrew. They also obtained a right to the half of the hides, fat, and tallow of the animals slaughtered for the King at Stirling; the pasturage of five hundred sheep and twenty cows and a yoke of oxen in Balcormock; and right of free burial to such as should desire to be interred at Cambuskenneth.

Part of the annual revenues derived from certain gardens at Cambuskenneth, formed by individual abbots and monks, was assigned for the support of the altars. One garden, called "Paradise," afforded ten shillings annually to the altar of St. Nicholas.[1] An annuity of ten shillings was appropriated to the altar of St. Andrew from the garden made by the late Abbot, Sir David White, of happy memory, and Sir William Armstrang.[2] The annual sum of twenty shillings was given to the altar of St. John, from another

[1] *Infra*, p. 307, No. 214.

[2] *Infra*, p. 307, No. 214.

garden, made by Sir John Greenlaw and Thomas of St. Andrew.[1] The sum of six shillings and eightpence yearly was assigned to the altar of St. Lawrence, after the decease of Sir William Melrose, from the garden which he and Sir John Masterton had made.[2]

As stated in the sketch of the parish of Dunipace, in the New Statistical Account of Scotland, that parish was originally a chapel of the parish of Eggles, now St. Ninian's, and was conveyed, along with the other chapels and oratories of that parish, to the Abbey of Cambuskenneth, by Robert, Bishop of St. Andrews. It is added, that in the latter part of the thirteenth century an uncle of Sir William Wallace was parson or officiating priest of Dunipace. Sir William frequently made his uncle's house his home.[3]

After the Reformation, returns were obtained by the Crown of the property belonging to the religious houses, with the intention of assigning a third of the benefices for the stipends of the Reformed clergy. The rental of the property of Cambuskenneth was then returned as follows :—

Money Scots, . . .				£930 13 4½	
Wheat,	11 chals.	11 bolls,	2 firlots.		
Bear,	28 „	12 „	3 „	3 pecks,	2 lippies.
Meal,	31 „	6 „	3 „	3 „	2 „
Oats,	19 „	15 „	3 „	3 „	2 „

In whole, 91 chals. 15 bolls, 1 firlot, 2 pecks, 2 lippies.[4]

This rental does not include any of the fishings. Those in the

[1] *Infra*, 307, No. 214.
[2] *Ibid.*
[3] Parish of Dunipace, in New Statistical Account of Scotland, vol. viii. p. 387.
[4] Appendix to Keith's Church History, Book iii. p. 182.

river Forth adjoining the Abbey must have been valuable, and very convenient for the members of the Convent on their spare days.

It is a commonly received opinion that the abbeys of Scotland were very opulent, and that the monks lived in the greatest luxury. But the nature of the property of Cambuskenneth was such as to render the management of it expensive and difficult, and their Register reveals that the community were often in indigence. Their extreme poverty is referred to in several of the grants as a special reason for giving the canons relief in various forms.[1]

The Register also affords evidence of the wretched state of other religious establishments. Clement, Bishop of Dunblane, about the year 1239, repaired personally to the Pope and represented to him that the cathedral church of his see had on one occasion been vacant for upwards of a century, and during that time its property had been seized by secular persons, and although several Bishops had since been appointed to it, yet the property, from their simplicity or negligence, had not only not been recovered, but nearly the whole residue had been alienated, and the church had been destitute of a pastor for about ten years, as no one qualified could be induced to undertake the office.

The Bishop, when himself consecrated, found it in such desolation that he had not a spot in the cathedral whereon to lay his head; and so slender were the episcopal revenues that they could hardly maintain him during the half of the year. There was no

[1] *Infra*, p. 3, No. 1; p. 78, No. 58; p. 88, No. 67; p. 205, No. 151.

college, Divine service being performed by a rural chaplain in the roofless church. To remedy this sad state of matters the Pope proposed that a fourth part of the tithes of all the parish churches in the diocese should, if this could be done without much offence, be assigned to the Bishop as a fund for the support of himself and a dean and canons to be established there. The Pope also directed that the episcopal seat should be transferred to the Abbey of the canons of St. John within the same diocese. This appropriation of the tithes met with strenuous opposition on the part of the Abbot and canons of Cambuskenneth, which led to both parties submitting themselves to the decision of the Bishops of Glasgow and Dunkeld, by whose good offices a compromise was effected, and a serious scandal avoided.[1]

Differences arose and were agitated in the years 1392 and 1393, between Robert Sinclair, Bishop of Dunkeld, and William Blackburn, Abbot of Cambuskenneth. In this contest the Abbot prevailed. He obtained the excommunication of the Bishop for alleged injuries and losses, which appear to have consisted in unjustly removing some domestic animals belonging to the Abbot. After several citations had been served upon the Bishop, the sentence of excommunication was publicly pronounced upon him in the church of the Carmelite Friars of Tulylum, in his own diocese, during the celebration of mass.[2] To put a bishop out of the pale of the Church was certainly a grave step, and one very rarely adopted.

[1] *Infra*, p. 162, No. 125.

[2] *Infra*, pp. 95-106, Nos. 75-78.

The dispute between the Bishop of Dunkeld and the Abbot of Cambuskenneth came under the notice of King Robert the Third, and it is probable that he made some endeavour to bring about a reconciliation between the parties. Had either of them applied to him to act judicially they would have incurred the censure of the Pope, and the fear of this may have led to the King's granting a certificate, dated at Dundonald, 28th March 1395, to the effect that the Abbot had not brought the Bishop before him judicially on any account; and that when both attended him in the vestry of the Preaching Friars of Perth on the 11th of February preceding, he was not sitting judicially in their cause.[1]

The Abbey and barony of Cambuskenneth are said, in the Old Statistical Account of the Parish of Stirling, to have been reckoned part of that parish. What gave rise to this arrangement is not known, unless it was that the servants belonging to the Abbey worshipped in Stirling, or that its canons, monks, or friars performed divine service in the church of Stirling, thus originating a connexion which continued to subsist after the Reformation. One thing is certain, that such a connexion has actually subsisted; for there is a seat in the church of Stirling allotted for the inhabitants of the village of Cumbuskenneth; and an elder from it has sat in the session of Stirling almost without interruption since the year 1559. The barony of Cambuskenneth pays a part of the stipend of the first minister of Stirling; but it is subject to poor's rates in the parish of

[1] *Infra*, p. 317, No. 225.

Logie, and to the jurisdiction of the Sheriff of Clackmannan. The Commissary of Stirling also exercises his jurisdiction over it as a part of the parish of Stirling, and the Commissary of Dunblane exercises his jurisdiction over it as lying within the parish of Logie.[1]

The Earlier Registers of the Abbey of Cambuskenneth, and additional Charters discovered.

Hitherto it has been generally believed that the only Register which the Abbey of Cambuskenneth had ever possessed was that which was formed in the year 1535. It appears, however, from documents which have been discovered in searching for the original charters, that there must have been at least one previous Register of the charters of the Abbey. Extracts or transumpts of three early writs by the family of Comyn, who were proprietors of Kirkintilloch, have been preserved, and each is certified by two notaries public as having been extracted *De libris Registri Cambuskynneth.* One is in the Register of 1535;[2] but the other two are not, and the extracts of these must have been made from a separate and previous Register. No other proof of the existence of a separate Register has been discovered, but these extracts, and copies of other writs which have been discovered in private charter-chests, show that there were early charters granted to the Abbey, which have not been tran-

[1] Original Statistical Account of the Parish of Stirling, vol. viii. p. 272.

[2] *Infra*, p. 175, No. 132. The old extract of this charter shews, from several words being different, that it was not taken from the Register of 1535.

scribed into the Register of 1535, and make it probable that a previous Register was still in existence at that date.

One of the charters not transcribed into the existing Register, although bearing to be *De libris Registri Cambuskynneth*, is a grant by William Comyng, Earl of Buchan, of the church of Kirkintilloch, with an oxgate of land, adjoining the churchland thereof, to the Abbey of Cambuskenneth. It is not dated, but it was probably granted in the beginning of the thirteenth century, as the granter became Earl of Buchan in the year 1210. The original is written in Latin, and is to the following effect:—

"To all the sons of Holy Mother Church who shall see or hear this writing, William Cwmyng, Earl of Buchan, eternal salvation in the Lord: Let all persons of present and future times know that I, William Cwmyng, Earl of Buchan, for the salvation of my soul, and the souls of my spouse, and of my heirs, and for the welfare of all my ancestors and successors, have for ever quitclaimed all right which I and my heirs have believed that we have, or can in any way have, in the church of Kirkintilloch, and in its chapels, and in all other things belonging to the same church, for me and my heirs, to God and the Church of St. Mary of Cambuskenneth, and the canons now serving, and who will hereafter serve God and the blessed Mary, imposing, on the part of myself and my heirs, the malison of Almighty God, and my own on every one who shall presume to frustrate this renunciation: Wherefore I will that the foresaid canons may hold and have the foresaid church in free and pure and perpetual alms, with the chapels and lands and offerings and teinds, and revenues of every kind, and with an oxgate of land adjoining the churchland on the east side, which I, of my own proper gift, have bestowed on the said canons, for the welfare of my soul, in pure and perpetual alms, to be held as freely as any other church land, in all things, namely, in common pasture, etc."[1]

[1] The witnesses to this charter are Mr. Hugh, rector of the church of Kirkintilloch; Mr. P. of the castle; Theodorit Helyas, my presbyter; William, chaplain to the Coun-

The other charter, which appears to have been extracted from an earlier Register, is a confirmation of the grant of the oxgate of land made in the foregoing charter, with certain additions. It is not dated, but it was probably granted towards the close of the thirteenth century. The original is in Latin, and is to the following effect :—

"To all the faithful (followers) of Christ who shall see or hear this writing, John Cwmyng, son of the deceased John Cwmyng, eternal salvation in the Lord : Know ye that we have granted and confirmed, for us and our heirs, that perpetual gift which William Cwmyng, the deceased Earl of Buchan, of happy memory, made to God and the blessed Mary and to the canons of Cambuskenneth, of one oxgate of land in the territory of Kirkintilloch, to be held and possessed by the said canons and their successors as freely and quietly as the charter of the same William made thereupon to the said canons more fully purports and bears; and we grant and give, and by the present writing confirm, for us and our heirs, to the said canons and their successors for ever, for the soul of Eva our mother, in augmentation of the said oxgate of land, the whole land adjoining that oxgate, between Luggy and Buthlane, cultivated and uncultivated, as far as the said oxgate of land extends, with one acre of land on the east side of the said oxgate . . . with thirty[1] cart-loads of peats, to be received each year at the sight of the bailie of the burgh of Kirkintilloch, in our peat-moss of Kirkintilloch, which at our instance our men of Kirkintilloch unanimously granted for ever to these canons, and their tenants whomsoever dwelling on the said land, in our open court of Lengze, we there confirming for ever, for us and our heirs, the foresaid lands, with the peats foresaid, to these canons : To be held and possessed in free, pure and perpetual alms, with free and peaceable entry and exit, as well to the said peat-moss as to the said oxgate, with its augmentations above mentioned, as often as they please and have need, as freely, quietly and honourably as the aforesaid oxgate is granted and confirmed to these canons by the charter of the foresaid William Cwmyn : Moreover

tess; A. of Rule, clerk; R. of Mwhantis, and R. of Wiltun, knights; R. of Hibestoter, Robert of Lamarderob, my clients, etc. The extract is attested by John Anderson and Gilbert Law, notaries public.—[Old copy in the Wigton or Cumbernauld Charter-chest.]

[1] The number here is conjectural, a part of the word being torn away.

we and our heirs will warrant, maintain and for ever defend against all men the said oxgate of land, with its augmentations foresaid, and with the use of the foresaid peat-moss in all the before-mentioned liberties, to the foresaid canons and their successors; and that that gift, grant and confirmation may obtain the strength of perpetual firmness, we have strengthened the present writing by the impression of our seal."[1]

A few other writs have been discovered, relating to the property of the Abbey of Cambuskenneth. One of these is a grant of the church of Kinclaven, by King William the Lion, which may be thus translated from the original Latin:—"William, by the grace of God King of the Scots, to all upright men of his whole land, clergy and laity, greeting: Let all persons of present and future times know that I have given and granted, and by this my charter have confirmed, to God and to the church of St. Mary of Cambuskenneth, and to the canons serving God there, the church of Kinclethvene, with the lands and teinds and all kinds of offerings and all other lands and their pertinents, to be held in free, pure and perpetual alms, as freely, quietly, fully and honourably, as they hold other churches."[2]

[1] The witnesses are William Ruffo and Robert of Cultoune, knights; Fergus Kennedy, our steward; John, his brother; Adam Scot; Malcolm Constable; David de Gartenocht; Cristina, daughter of the parson of Kyppen, with many others. Then follows an attestation that the charter was extracted from the Books of the Register of Cambuskenneth, by Mr. John Symmerwell, notary public; and that a true copy of it, as thus extracted, was made by Gilbert Law, notary public.—[Old copy in the Wigton or Cumbernauld Charter-chest.] The old copies of the three charters now described are contained on a single sheet of paper, on which there is an indorsation, in very old writing, as follows: "*Item, Lant to the Dene of Restalrig the bukis of Chawser and Gower.*"

[2] The witnesses to this charter are H. chancellor, A. abbot of Dunfermlin, Earl Gilbert, Robert the King's chaplain, William of Moreville, the constable, William of Lindese, A. Sheriff of Stirling, Walter Corbet at Stirling. —[Old copy Charter in the Mar Charter-chest.]

Another of these charters is a grant by the Abbey of Cambuskenneth to William of Moray of Polmaise of a piece of land called the Knoll, in the tenement of Kukispull, in the shire of Stirling. Translated from the original it is in these terms :—

"To all who shall see or hear this charter, David, by the Divine permission Abbot of the Monastery of Cambuskenneth and the convent of the same place, everlasting salvation in the Lord : Know ye that we, with the consent of our whole chapter, having well considered the interests of our monastery, have given, sett, and in feu-farm let to our beloved William of Moray of Polmaise that piece of land commonly called the Knoll, lying in the tenement of Kukispull,[1] within the shire of Stirling, to be held and possessed the foresaid piece of land of Knoll by the foresaid William and his heirs of us and our successors in feu and heritage for ever, by all its right ancient marches and divisions . . . for rendering therefrom annually, . . . four shillings, to be received in name of feu-farm at the two customary terms of the year, namely, at Whitsunday and Martinmas in winter, by equal portions, for every other burden, exaction and demand which, by us or our successors, can in any way be exacted or required. And we, the foresaid David, Abbot, and convent, will warrant, maintain and for ever defend the said piece of land to the foresaid William and his heirs, in the form foresaid, against all men and women. In testimony whereof our common seal of our chapter is appended, at our monastery foresaid, on the 9th day of the month of June, in the year of our Lord one thousand four hundred and forty-nine."[2]

Another writ which has been discovered, relates to the compromise of a dispute between the Abbey of Cambuskenneth and the Town of Stirling, in regard to the fishing of a part of the water of Forth, dated at Edinburgh, 31st March 1501. An abstract of this will suffice. Henry, Abbot of Cambuskenneth, for himself, and as procurator for the convent, on the one part, and Sir Duncan

[1] The Knowe of Cockspow is the house of Polmaise.—[Modern Indorsation on Charter.]

[2] Original Charter in the Polmaise Charter-chest.

Forester of Skippinche, knight, James of Menteith, provost of Stirling, and George of Crechtoune of Brothertoun, for themselves and as procurators for the whole community of the burgh of Stirling, on the other part, bound themselves to abide by the decreet of the arbiters named, who were to judge and decide upon the "retreiting" of an Act given by the Lords of Council for the said Abbot and Convent of Cambuskenneth, anent the fishing of a part of the Water of Forth, claimed to belong to them. The arbiters were William, bishop of Aberdeen, Mr. Richard Murehede, dean of Glasgow and secretary to the King, Mr. Walter Drummond, dean of Dunblane and clerk of the Register, and two others. They were to convene at Edinburgh, on the 10th of May following, and were to give forth their decreet within twenty days thereafter. Until that decreet was issued, the profits of the fishings of the part of the water in question were to remain as they then were.

On the 20th of July 1501, the arbiters decerned and delivered their decreet in reference to this dispute, to the effect that the Abbot and Convent of Cambuskenneth, and their successors, should have in perpetuity the fishing of five cobles up and down at their pleasure in the Water of Forth, while the community and town of Stirling, for the payment of £20 to the said Abbot, should enjoy the remanent of the said fishing and cobles of the Water of Forth, in time coming, without impediment by the said Abbot and Convent, or their successors.[1]

[1] Original Decree in the Charter-chest of the burgh of Stirling.

Another original writ found at Polmaise is a precept by David Pantar, Bishop of Ross, and perpetual commendator of the Monastery of the Virgin Mary of Cambuskenneth, of the Order of St. Augustine, of the diocese of St. Andrews, dated 1st April 1557, to his procurators, William Wordye and David Bonating, to infeft William of Moray of Polmas in the piece "of our lands" commonly called the Knoll, in "our barony" of Colly, and in the tenement of Cukispull, and shire of Stirling.

The names of the Commendator and convent subscribing are—Dauid, bischop of Ross, commendatour of Cambuskenneth; Dominus Andreas Home, Dominus Dauid Nycholl, Dene George Jhonstoun, Dene Andro Ra, subprior, Dene James Dalmahoy, Dean John Asone, Dominus Wilelmus Brown, Dominus Ninianus Greme, Dene Thomas Wordye, Dominus Guliellmus Reid, Dene Archibaldus M'Brek, Dene Thomas M'Brek, Dominus Johannes Paniter.[1]

[1] Original Precept in the Polmaise Charter-chest.

Historical Events connected with Cambuskenneth.

In the reign of King Alexander the Third, Scotland was much divided on the measures adopted during his minority. After the King and Queen proceeded to London, on a visit to her father, King Henry the Third, in the year 1257, the party of the Comyns, who were very powerful—there being then thirty-two knights and three earls of that name,—gained great influence. One of the questions of the day was the appointment of a bishop of Glasgow, in which, as each got the upper hand in the Councils of the kingdom, the Scottish or English party prevailed. The Comyns got the Pope's delegates to publish a sentence of excommunication against the King's Councillors, which was pronounced by the Bishop of Dunblane and the Abbots of Jedburgh and Melrose, in the Abbey church of Cambuskenneth; and afterwards was repeated by "bell and candle" in all the chapels of the kingdom.[1]

During the War of Independence, one of the greatest of Wallace's victories over the English was achieved on or near the ground of Cambuskenneth. This was the famous battle of Stirling, fought on the 11th of September 1297, in which the slaughter of the English was so great that it has been said that nearly the half of their army, which consisted of 50,000 foot and 1000 horse, was slain.

King Edward the First of England, in his victorious progress in Scotland in the year 1303, after having penetrated as far north as

[1] Chronica de Mailros, p. 182.

the shire of Moray, and marched to the Castle of Kildrummie, in the shire of Aberdeen, proceeded thence to Dundee, and then to Stirling and Cambuskenneth, where he was on the 1st of November. Early in December he went on to Dunfermline, where he took up his winter quarters, and was joined by his Queen.

When Edward had discomfited the Scots, Robert Wishart, Bishop of Glasgow, though he had commanded his bailiff to assemble the forces of his see to march against the Prince of Wales, came to the King at Cambuskenneth, and prayed for his grace and mercy for all his trespasses. Here, for the fifth time, he took the oath of fealty to King Edward as before, upon the consecrated host, upon the Gospels, upon the cross of St. Neot, and upon the Black Rood of Scotland. He was graciously received by Edward, who restored to him the temporalities of his see, which he had forfeited by his treason. This took place in the beginning of March 1303-4. These facts were recorded in articles to be propounded before Pope Clement the Fifth, by King Edward against Wishart, Bishop of Glasgow, who, in the war between the Scots and the English, was constantly changing sides, and although he took the oath of fealty to the English sovereign at six different times, always, when circumstances favoured the Scots, broke it, and assisted his countrymen with all his power.[1]

At Cambuskenneth, on the Feast of St. Barnabas, 1304, an im-

[1] Palgrave's Documents and Records illustrating the History of Scotland, vol. i. pp. clxxix. 345.

portant treaty was secretly entered into between Robert of Bruce, Earl of Carrick and Lord of Annandale, and William of Lamberton, Bishop of St. Andrews, whereby they bound themselves in confederacy against all men. A notarial instrument (1306), containing a certified copy of this indenture, bears that, on that day and year, meeting together at Cambuskenneth, and conferring with one another in regard to future dangers, desiring to escape them, as far as it was possible, and more prudently to resist by strenuous efforts their enemies, they entered into a covenant of friendship. By it they became bound faithfully to consult one another's safety in all their affairs and transactions whatsoever, at all times and against all persons, and continually, without deceit, to give assistance or help, by themselves and their men, to the utmost of their ability, and that none of them should attempt any arduous business without consulting the other. It was further stipulated, that whoever of them should first come to the knowledge of the dangers impending over the other, should forewarn him, or cause him to be forewarned, and should endeavour to avert the same, according to his ability. All these things they engaged faithfully to fulfil and observe, fully and without deceit, an oath of fidelity on each side being given, under the pain of £10,000 to be applied for the recovery of the Holy Land. It is then stated that the seal of each party was affixed to that portion of the indenture which remained in possession of the other.[1]

[1] The original of this indenture has been lost; but the notarial instrument in which

In the year 1314, on the 6th of November, a Parliament was held by King Robert the Bruce in the Monastery of Cambuskenneth, in which it was enacted, with the advice and consent of the bishops and other prelates, the earls, barons and other nobles, and the whole commons of the kingdom of Scotland, that all who had died in war or otherwise against the faith and peace of the King, or who had not returned to his peace and faith, although they had been repeatedly called on and lawfully warned to do so, should be for ever dispossessed of all their tenements and of all rank or position within the kingdom, and should be held in other respects as enemies of the King and kingdom, and be perpetually excluded from all claim to hereditary or any other rights in future, either for themselves or their heirs. The original Act of Parliament is now lost; but, from copies yet preserved, it appears that the seals of the King, six bishops, fourteen abbots, five priors, the High Steward of Scotland, several earls and many barons, were appended.[1]

In the year 1326 another Parliament was held at Cambuskenneth, which is famous in the history of the Parliaments of Scotland.

In consequence of the birth of a son to King Robert the

its terms have been preserved was drawn up at Newcastle-upon-Tyne, 9th August 1306, when the Bishop, on being shown the part of the indenture to which his seal was affixed, acknowledged, in the presence of witnesses, its authenticity; upon which a notarial instrument was drawn up by a notary-public, and attested in the usual form. The indenture is noticed by Lord Hailes (vol. i. p. 342), but, as expressed in the notarial instrument referred to, it has been published for the first time in an authentic form by Sir Francis Palgrave, in his Documents and Records illustrating the History of Scotland, vol. i. pp. clvi., clvii., 323, 324.

[1] The Acts of the Parliaments of Scotland, vol. i. p. 104, and Tabula, pp. 13, 44.

Bruce, at Dunfermline, on 5th March 1323, it was found necessary to set aside previous Acts of Parliament, which had been made for the settlement of the Crown, and to confirm the succession by a new Act in favour of this his only son. Accordingly, an Act of settlement of the Crown was made by the Parliament at Cambuskenneth, entailing the succession on David, son of King Robert, and the heirs of his body; and failing them on Robert Stewart, only son of Bruce's daughter, Marjory, then deceased, by her spouse, Walter Stewart, Lord High Steward of Scotland. To these heirs the clergy, earls, barons and all the nobility, with the people there assembled, swore fealty and homage, in the presence of the King. Andrew of Wyntoun concludes his history of the year 1326 with an account of this Parliament:—

"Dat ilke yhere gaddryde syne
At Kamyskynel be-syd Stryvelyne
Erlys, byschapys and barownys,
Prelatis, and oyir gret persownys,
To ye Kyng Robertis swne Dawy
Ware bwndyn in fewtie straytly,
And til hys systyr swne Robert,
Dat cald be swrname wes Stewert:
In case yat hys eme Dawy
Suld dey, but ayre of his body,
Dis Robert Stwart hys ayre suld be
Neyst successyve in yat reawte."[1]

The history of this important Act of the settlement of the Crown is remarkable. It was lost before the year 1650. Sir

[1] Wyntown's Cronykil, vol. ii. p. 134.

James Balfour of Kinnaird, baronet, Lyon-King-of-Arms, when abroad, discovered the missing Act, and carefully preserved it for many years. He appeared in the Parliament of King Charles the Second, held at Perth, on the 25th day of December 1650, and produced and delivered to the King, in presence of the Estates of Parliament, an "old monument," as it is called, concerning the entail of the Crown of Scotland, made by King Robert the Bruce in favour of the race of the Stewarts, of the date at Cambuskenneth the 15th of July 1326.[1] The Parliament ordered the "old monument" to be recorded in the Books of Parliament, and carefully preserved. But before the registration could be completed, the Records of Parliament were taken to London by the orders of Cromwell, who then became master of Scotland, and the Act of 1326 again disappeared. Its disappearance may, without much difficulty, be explained. After the restoration of King Charles the Second, many of the Registers which Cromwell carried to London were sent from the English Metropolis to Scotland. But it appears, from a report by the Lords of Session made to the House of Lords on the 27th of February 1740, that in a storm at sea eighty-five hogsheads of them were shifted out of the frigate, the "Eagle," into another vessel. This vessel sank, and all these records were thus irrecoverably lost. The portion of the Records which reached Scotland did not contain the "old monument" made at Cambuskenneth in 1326; nor has any trace of it been found since the year 1650. It was unknown to Mr.

[1] The Acts of the Parliaments of Scotland, vol. iv. p. 564.

William Robertson when he gave, in the year 1798, his distinct account of the other Acts of Settlement of the Crown; and the successive Editors of the Acts of Parliament, Mr. Thomson and Mr. Innes, take no notice of it. No one at present connected with the National Records of Scotland is aware of the existence of the Act of the settlement of the Crown on Prince David and the race of Stewart. The probability, then, is that it shared the fate of the vast collection of Scottish Records which went to the bottom of the sea in the manner now described.

After the passing of this Act, King Robert the Bruce, apprehensive, from his increasing infirmities, that the heirs to the Crown might be left minors, and that the kingdom might be involved in the calamities of civil war by the renewal of the old dispute with Baliol about the succession, despatched his trusty compatriot, the good Sir James Douglas, to John Baliol, who was then resident in France, with the view of inducing him, by large presents and promises, to renounce all claim to the succession. Douglas was successful in his important mission. Baliol readily assented that King Robert the Bruce and his heirs should remain in the undisturbed possession of the Crown of Scotland.[1]

Previous to this, an Act of Parliament had been passed for the settlement of the succession to the Crown, at Ayr, 26th April 1315, which settled it, in the event of the decease of King Robert the Bruce without heirs-male of his body, on his only brother, Edward

[1] Buchanan's History of Scotland, Aikman's edition, vol. i. p. 437.

Bruce, and the heirs of his body; whom failing, on Marjory, his daughter, and the heirs of her body, on condition that she should not marry without the consent of her father, or, in case of his death, without the consent of the majority of the Estates of Parliament; whom failing, on the nearest lawful heir descended of the body of King Robert. In the event of the heir-male being a minor when the succession opened, Thomas Randolph, Earl of Moray, was to be his guardian, and Governor of the kingdom.

Another Act had been passed at Scone in December 1318, when, in consequence of the death of Edward King of Ireland, the King's brother, and of his daughter Marjory, the succession to the Crown was settled, in the event of the death of King Robert without male issue, on Robert Stewart, only son of his daughter Marjory, by her spouse, Walter, Lord High Steward of Scotland. It was also provided that should Robert Stewart, or the heir to the Crown, succeed when a minor, Thomas Randolph, Earl of Moray, and failing him James Lord Douglas, should be his tutor, and Governor of the kingdom.[1]

The revenues of the Crown having been much impaired by the long-continued wars with England, King Robert the Bruce prayed the Parliament, held at Cambuskenneth, 15th July 1326, for such a pecuniary grant as his own and the State's necessities required. A grant of supplies was immediately made. The Act by which it was made

[1] The Acts of the Parliaments of Scotland, Reign of Robert the First, vol. i. pp. 104, 105; Robertson's Index to the Records appended, pp. 6-10.

narrates that King Robert, holding his full Parliament at Cambuskenneth, the earls, barons, burgesses and all other freeholders of his kingdom being assembled, set forth that the lands and rents which anciently belonged to his Crown had been so much diminished by different grants and transfers made on the occasion of war, that he had not sustentation suitable to his rank without imposing an intolerable burden on his people. He therefore earnestly requested that as he had sustained both in his person and property many inconveniences in the efforts he had made for recovering and preserving their liberties, the Parliament would be pleased, from the gratitude due from them, to find ways and means by which he might be maintained in a manner corresponding with his rank without oppressing his people. Regarding this petition as just and reasonable, the Parliament "unanimously, thankfully and lovingly," granted him annually for his lifetime, to be wholly applied for his use, the tenth penny of all their farms and rents, both from their dominical lands and wards, and from their other lands whatsoever, to be estimated according to the valuation of the lands and rents in the time of Alexander the Third, excepting only that in case of destruction by war the tenth penny should be departed from in proportion to the amount of farm, which could not then be collected from the foresaid lands and rents, to be determined by an inquest to be faithfully made by the sheriff of the place. This arrangement was completed by an indenture entered into by the Parliament of the date mentioned. The attesting clause is in the following terms:—

"In witness of all which, to one part of this indenture remaining with the said earls, barons, burgesses and freeholders, the common seal of the kingdom has been put; whilst to the other part, remaining with our lord the King, the seals of the earls, barons and other great freeholders, together with the common seals of the burghs of the kingdom, in their name, and of the whole community who are unanimous, have been appended."[1]

From the terms of this Act it is quite clear that the burgesses and freeholders took part as members in the proceedings of the Parliament. They are more explicitly mentioned in this Act than in that of the year 1315, the first occasion on which we find a trace of them, and the common seals of their burghs are appended along with those of the earls and barons who were present. This is the first instance in which we have distinct evidence that the burgesses of cities were admitted to share as members in the deliberations of the Scottish Parliament, although King Robert the Bruce was always anxious to secure the approval not only of the nobles and barons but of the whole community.

At the same Parliament at Cambuskenneth, an auspicious matrimonial alliance was arranged between Christian Bruce, sister of the King, and Sir Andrew Murray of Bothwell, a brave and valiant soldier, who was afterwards Regent of Scotland.[2]

So frequently had the Parliament met at Cambuskenneth, and so

[1] The Acts of the Parliaments of Scotland, Reign of Robert the First, vol. i. p. 115.

[2] Extracta ex Cronicis Scocie. Abbotsford Club, p. 54; Balfour's Annals of Scotland, vol. i. p. 102.

notable were the Parliaments which assembled there from the important business transacted, that one of the buildings connected with the Abbey was known as the "Parliament Hall."

The three successive Roberts of Scotland were, during their reigns, frequent visitors at Cambuskenneth. King Robert the Bruce granted a charter at Cambuskenneth on the 12th of March, in the sixth year of his reign (1311), in favour of the Abbey and Convent of Scone.[1] Before many witnesses of distinction, he granted at Cambuskenneth another charter on the 20th of July, in the twenty-first year of his reign (1326).[2]

King Robert the Second also granted charters at Cambuskenneth, on 16th and 18th January in the tenth year of his reign (1380), which show that he had remained at the Monastery for several days.[3] The King's expenses at Cambuskenneth are stated in the accounts of the Chamberlain.[4]

King Robert the Third received a resignation at Cambuskenneth in the second year of his reign (1392), of the lands of Ricardstoun and Warynstoun, in the barony of Currie and shire of Edinburgh, made by Marion of Wardlaw, and her son, Andrew of Wardlaw.[5]

A prophecy in reference to the death of King James the Second at the siege of Roxburgh, in the year 1460, is connected with one of

[1] Liber Ecclesie de Scon, Maitland Club, 1843, p. 102.

[2] Registrum Magni Sigilli, p. 108, No. 60.

[3] *Ibid.* pp. 142, 143, Nos. 77, 83.

[4] Accounts of the Chamberlain, vol. ii. p. 115.

[5] Registrum Magni Sigilli, p. 209, No. 40.

the officials of Cambuskenneth: During the siege the King proceeded to examine a battery which was playing upon the town of Roxburgh. One of the cannon which composed this battery was a great gun of Flemish manufacture, which had been purchased by King James the First, but not tested during his reign. It was made of longitudinal bars of iron, fixed with iron hoops, which were made tight in a rude fashion by oak wedges. Owing to the ignorance of the engineers, this cannon was overcharged. The King being close to it, watching the direction of the guns, the cannon exploded, and he was struck by one of the wedges in the groin, which broke his thigh, and caused his death. This tragedy was foretold to the King long before it happened. "That accident of the death of the King, if it may be related, was long before, as is said, foreshown to the King by the late John Templeman, who was the father of Sir William Templeman, Superior of the Monastery of Cambuskenneth, who, whilst [tending] his flock on the Ochil hills—."[1] Here the manuscript abruptly closes, and what John Templeman predicted remains untold.

[1] Extracta ex Cronicis Scocie, Abbotsford Club, 1842, p. 244.

THE ABBOTS OF CAMBUSKENNETH.

The long line of Abbots of this religious house can be traced with considerable accuracy. The roll contains the names of several who were famous as statesmen, senators and scholars.

I. William, the First Abbot, 1147-1164.

William, Abbot of the Church of St. Mary of Stirling, who was the first Abbot, and the institutor of the church, received from Pope Eugene the Third a Bull, dated 30th August 1147, proceeding upon a petition by Robert, Prior of St. Andrews. By this Bull his Holiness took the church under his own protection and that of St. Peter; ordained that the canonical order of Arrosia, instituted there by the Abbot, should be inviolably preserved for ever; and confirmed to the Abbot and his successors all the grants made to them, particularly the land of Cambuskenneth, etc.[1] "William, Abbot of Stirling," was witness to a charter by Prince Henry, son of King David the First, to the Church of Newbottle.[2] Abbot William died before the year 1164, when Alfred is named as the Abbot.

II. Alfred, the Second Abbot, 1164-1195.

Alfred, Abbot of the Church of Stirling, who was the second who held the office, received from Pope Alexander the Third a Bull, dated 5th December 1164, taking the Church of Stirling under his

[1] *Infra*, p. 38, No. 23. [2] Registrum S. Marie de Newbotle, p. 15.

own protection and that of St. Peter. By this Bull he confirmed to the Abbot all his possessions, particularly the land of Cambuskenneth, the fishing between that land and Polmaise, and one net in the water, and many other possessions therein specified; together with the free right of burial in Cambuskenneth to those who were desirous to be there interred, unless they were excommunicated or interdicted persons. The bull also provided that on the death of an Abbot no one should be appointed to that dignity by craft or violence, but should be chosen by the friars, or the more prudent of them, according to the rule of St. Augustine. Excommunication and the divine wrath were threatened against those who should disturb the Abbots in the possession of their property.[1]

Alfred, Abbot of Stirling, was one of the witnesses to a charter by King Malcolm the Fourth to the Church of Holyrood, without date, but which must have been granted about the year 1165.[2]

Abbot Alfred died before the year 1195, when Nicholas was the Abbot..

III. Nicholas, the Third Abbot, 1195-1207.

Nicholas, Abbot of the Church of St. Mary of Stirling, who was the third who held that office, received, in the year 1195, from Pope Celestine the Third, a Bull taking him under the Papal protection, and confirming to him all his possessions as therein enumerated. These possessions are extensive, and show that numerous grants had

[1] *Infra*, p. 40, No. 24. [2] Registrum S. Marie de Newbotle, p. 228.

been made to the church during the period which had elapsed from its foundation by King David the First. The Bull debars any one from extorting from the monks payment of teinds either from cultivated or from pasture lands. It also invests them with the privilege of offering an asylum within their walls to those who fled from the world; prohibits the brethren from leaving the Abbey after profession, except for the purpose of entering a convent where stricter rules are enforced; confers on the monks the right of selecting priests for their parish churches to be presented to the bishop of the diocese for induction, and of choosing their Abbots; and grants the right of free burial within its sacred precincts to such as, from feelings of devotion, should desire to be there interred.[1]

Abbot Nicholas died before the year 1207, when William was elected.

IV. William, the Fourth Abbot, 1207-1253.

William, Abbot of Cambuskenneth, is the next on record. "Anno 1207, Willielmus Canonicus Sancte Crucis electus est in abbatem de Cambuskenneth."[2]

Abbot William died before the year 1253, when Richard appears as Abbot.

V. Richard, the Fifth Abbot, 1253-1269.

Richard, Abbot of Cambuskenneth, is one of the witnesses to an

[1] *Infra*, p. 42, No. 25.

[2] Father Hay's MS., as quoted in transcript of the Chartulary of Cambuskenneth by Macfarlane, p. 317, in the Library of the Faculty of Advocates, Edinburgh. Jac. 5.4.5, 35.3.7.

instrument of resignation made in a council held at Stirling, on 17th December in the fifth year of the reign of King Alexander the Third (1254), by Emma, daughter and heiress of the deceased Gilbert of Smythetune, widow, of the lands of Smythetune to the Abbey of Dunfermline.[1] This Abbot died in the year 1269.[2]

VI. Richard, the Sixth Abbot, 1269-1285.

Richard Grose (Grossius) was made Abbot of Cambuskenneth in the year 1269, on the death of his predecessor of the same Christian name. He was previously Prior of the Church of Cambuskenneth. Richard, while he lived, had a high reputation for sanctity, and after his death was signalized by the wonderful appearances that were seen around his tomb. "He was renowned," to quote from an old MS., "for signs and miracles after his death. Near to his monument there were seen brazen candlesticks, also a very ancient lamp; also a very old wooden chest suitable for receiving the offerings of the faithful."[3] He was succeeded by

VII. John, the Seventh Abbot, 1285-1296.

In a charter by Thomas of Monymusk to Sir Patrick Graham of the lands of Cuyl, in the earldom of Strathern, without date, but granted about the year 1285, the first witness named is "Domino Johanne Abbate de Cambuskenneth."[4] It was probably this Abbot

[1] The Acts of the Parliaments of Scotland, vol. i. p. 84**.

[2] MS. of Father Hay, *ut supra*.

[3] Translation of Latin MS. quotation in Macfarlane's Transcript of the Register of Cambuskenneth, p. 317.

[4] Original Charter at Buchanan Castle.

who, on the 17th of March 1289 and 14th March 1290, attended the Parliaments of Queen Margaret, held at Birgham, under the name of the Abbot of "Cambuskinal."[1] The seal of Abbot John is preserved in the Public Record Office, London, to a deed dated 1292, and an engraving of it is here given. Within a Gothic niche is represented a figure of the Virgin, with a royal crown, holding the infant Jesus with a cruciform nimbus. In the base of the shield is the head of an ecclesiastic, and his hand holding a crozier. Abbot John died before the year 1296, when Patrick was Abbot.

VIII. Patrick, Eighth Abbot, 1296-1310.

Patrick, Abbot of Cambuskenneth, swore fealty to Edward the First on 12th August 1296. He was interred beneath the stone arch, and an inscription on the stone contained an epitome of his life. The notice of the inscription is in these terms: "Is sub arcu lapideo positus est superaddita lapidi Inscriptione, que epitomen vitæ contineret."[2]

IX. Gilbert, the Ninth Abbot, 1310-1311.

Gilbert, Abbot of Cambuskenneth, was witness to an indenture between Sir Niel Campbell of Lochaw, Sir Christopher Seton, and

[1] The Acts of the Parliaments of Scotland, vol. i. p. 85; Historical Documents relating to Scotland, 1286-1306, Edin. 1870, vol. i. p. 129.

[2] MS. in Macfarlane, *ut supra*, p. 317.

Sir Gilbert Hay of Locherward, in the year 1310, as appears from Macfarlane's Manuscript.[1] Abbot Gilbert was dead before the 12th of September of the following year, when Fergus was Abbot.

X. Fergus, the Tenth Abbot, 1311-1330.

Fergus, Abbot of Cambuskenneth, granted letters, dated 12th September 1311,[2] making over to the Abbot and Convent of Cupar the Church of Glenisla, which had been conferred on the Abbey of Cambuskenneth by King William the Lion. The letters contain the reservation of a yearly pension of £10, to be paid by the Abbey of Cupar to the Abbey of Cambuskenneth.

Fergus was probably the Abbot of Cambuskenneth who, on the 26th April 1315, attended a Parliament at Ayr, in which an Act was passed already noticed, for the settlement of the Crown in the event of the death of King Robert the Bruce. The seal of the Abbot of Cambuskenneth was attached to the original of that Act.[3] The same Abbot attended another Parliament held at Scone on 3d December 1318, also already noticed, and to its principal Acts his seal was appended.[4]

In the time of this Abbot the gift of the patronage of the Church of Kilmaronock was conferred on the Abbey by King Robert the Bruce. The charter making this grant is dated at Scone, 16th January

[1] MS. in Macfarlane, *ut supra*, p. 318, where the indenture is said to be in the custody of the Earl of Winton.

[2] *Infra*, p. 137, No. 105.

[3] The Acts of the Parliaments of Scotland, vol. i. p. 104, and Tabula, p. 14.

[4] *Ibid.* p. 105, and Tabula, p. 14.

1325, and it was confirmed by the Bishop of Glasgow with his ring to the Abbot.[1] Sir Richard Stirling, presbyter, having in the year 1522 been presented by the Abbot of Cambuskenneth to the perpetual vicarage of Kilmaronock, was personally invested with the cure by the Archbishop of Glasgow, who placed his ring upon his finger.[2] The vicar was further formally invested with the vicarage, by the delivery to him of the key of the door, the chalice and paten, and the missal of the high altar of the Church.[3]

Fergus died before the year 1335, when John was Abbot.

XI. John, Eleventh Abbot, 1330-1335.

The only notice of this Abbot now existing is that he died on 15th March 1335.

XII. John of Kincardine, Twelfth Abbot, 1336-1342.

On the death of the preceding Abbot, Prior John of Kincardine was unanimously elected as his successor by the Chapter of the Monastery on the 24th of April thereafter, and singing the *Te Deum* the Chapter, according to custom, bore him to the great altar of their church, to be confirmed by the Prior of St. Andrews.[4] In the letter of John of Carrall, Prior of the Abbey of Cambuskenneth, a similar narration is given of what took place in the chapter-house thereof, on 25th April 1336.[5] Abbot John of Kincardine died before 1342, when William was Abbot.

[1] *Infra*, p. 200, No. 146.
[2] *Infra*, p. 209, No. 153.
[3] *Infra*, p. 211, No. 154.
[4] *Infra*, p. 130, No. 98.
[5] *Infra*, p. 130, No. 98.

XIII. William, Thirteenth Abbot, 1342-1350.

This Abbot received from Pope Clement the Sixth letters, dated 2d October 1342, addressed to the Bishop of Glasgow, and desiring him to inquire into the right of the Abbot and Convent of Cambuskenneth to the patronage of the Church of Kilmaronock, which had been granted to them by King Robert the Bruce.[1] William died before 1350, when Adam was Abbot.

XIV. Adam, Fourteenth Abbot, 1350-1360.

On the 22d of August 1350 a precept was granted by Brice, Dean of Fife, to the Rector of Torry, stating that he was so occupied with the affairs of the Lord Bishop as to be unable to give to Adam, Abbot of Cambuskenneth, institution into the vicarage of Clackmannan, and entreating the Rector to go personally to the vicarage with Adam the Abbot, and, in his stead, to give him institution therein.[2] Abbot Adam also obtained from William Landale, Bishop of St. Andrews, a precept, dated at Lochleven, 22d August 1350, of the vicarage of Clackmannan, for the purpose of relieving the Abbey from the loss which it had sustained through wicked men. The Dean of Fife was charged by that precept to give the Abbot institution and corporal possession of the fruits, rents, etc., of the vicarage.[3] Adam died before the year 1361, when Gilbert was Abbot.

[1] *Infra*, p. 205, No. 151. [2] *Infra*, p. 77, No. 56. [3] *Infra*, p. 80, No. 61.

XV. Gilbert, Fifteenth Abbot, 1360-1389.

On 7th February 1361 a charter was made by William, Bishop of St. Andrews, granting to Gilbert, Abbot, and the Convent of Cambuskenneth the Church of Kinnoull, with its lands, teinds, offerings, etc., and investing the Abbot therein, reserving the right of Brice, rector of the church. The charter bears that Robert of Erskine, Lord of that Ilk, and of the barony of Kinnoull, had granted the patronage of the Church of Kinnoull to the Abbot of Cambuskenneth, and that the Bishop of St. Andrews had often been urged by Sir Robert, and King David Bruce at his instance, to grant the church itself to the Abbey. The Bishop, in consideration of the devotion of the granter, the urgency of the Prince, and the poverty and ruinous condition of the Abbey, which had suffered by war, and had also been struck by lightning, invested the Abbot and Convent with the Church of Kinnoull by delivering his ring in token of possession.[1] Abbot Gilbert died before the year 1390, when William of Blackburn was Abbot.

XVI. William of Blackburn, Sixteenth Abbot, 1389-1400.

William of Blackburn was Abbot in the year 1389. In that year he was involved in a dispute with William of Fentoune, younger, which led to a remarkable decree by the arbiters appointed for the settlement of the controversy, dated at the Kirk of Perth, on 13th February 1389, whereby it was ordained that Fentoune should

[1] *Infra*, p. 225, No. 161.

restore to the Abbot's men of Kintulach ten oxen and five cows which had been wrongously taken from them. By another finding of the arbiters, Fentoune, for having spoken "dispituisly" of the Abbot and his court, was ordained to come to the Abbey on Ladyday, hoodless, hoseless, hatless, shoeless, beltless and knifeless, during the celebration of high mass, with a wax candle of two pounds weight in his hand, and there, in presence of the people, upon his knees, to ask forgiveness from the Abbot and Convent.[1]

On the 18th of August 1390, a precept was granted at Scone by King Robert the Third, after his coronation, in favour of William, Abbot of Cambuskenneth, in reference to the lands of Kettleston in the county of Linlithgow.[2] As has already been described, the Abbot, in the year 1392, brought down the sentence of excommunication upon the head of Robert Sinclair, Bishop of Dunkeld, for the removal of certain animals belonging to the Abbot. The feuds between the Bishop of Dunkeld and the Abbot of Cambuskenneth did not cease with the excommunication of Bishop Robert Sinclair. Robert Cardny, who succeeded him, did much injury to the Abbot by making a very expensive visitation to the churches of Lecropt and Alva, and also by ordering the fruits of these churches, which belonged to the Abbot, to be accounted for to the Bishop, under pain of excommunication. The Abbot appealed to the Pope for redress.[3]

[1] *Infra*, p. 259, No. 181.
[2] The Acts of the Parliaments of Scotland, vol. i. p. 215.
[3] *Infra*, p. 26, No. 17.

No notice is taken by Abbot Mylne, in his Lives of the Bishops of Dunkeld, of the excommunication of Bishop Sinclair. Both Abbot Mylne and Bishop Keith, in their Catalogue of Bishops, pass him over in their enumeration of the Bishops of Dunkeld. They confound him with his successor, whose Christian name was also Robert, but whose surname was Cardny, being a son of Cardny of that Ilk. Sinclair was excommunicated in the year 1393, and could not have afterwards continued in office. But Bishop Cardny held the See of Dunkeld till the year 1436.

Bishop Keith in his Catalogue of Bishops says,—"Though it might reasonably be expected that Abbot Mill would have given us a right exact series of the Bishops of this See, yet upon perusal we find the case to be very far otherwise, there being no greater confusion to be met with in any other of the episcopal sees."[1]

William of Blackburn died before or in the year 1400, when Patrick was Abbot.

XVII. Patrick, Seventeenth Abbot, 1400-1440.

Patrick appears to have succeeded in the year 1400. In a judicial proceeding about the lands of Dunipace, in the year 1426, it is said that he had possessed them for twenty-six years. In his time an important privilege was granted by the Pope. On 15th May 1401, Abbot Patrick received a notarial instrument in the chapter-house of Cambuskenneth in reference to the supply of divine service

[1] Catalogue, edition of 1824, p. 73.

in the chapel of Alloa,[1] which Sir Thomas Erskine, knight, lord of that Ilk, declared should be performed for the chapel by the Abbot as perpetual vicar of Clackmannan. In the year 1406, Pope Benedict the Thirteenth, in the twelfth year of his Pontificate, granted a bull conferring on Patrick and his successors as Abbots the right freely to use the mitre, seal-ring, and other pontifical insignia, and also to pronounce the solemn benediction after morning and evening mass in the churches of the Abbey and of the priories subject to them, and in parochial and other churches though not fully subject to them when no bishop or legate of the Apostolic See was present.[2]

In the year 1412, Abbot Patrick entered into an indenture with John Scougall, relative to a tenement in the burgh of Stirling, in the Hill Wynd, leading to the bridge of the Forth.[3]

At the Abbey of Cambuskenneth, 12th February 1413-14, Abbot Patrick granted a discharge to the Abbot of Cupar for £10 Scots for the yearly pension of the Church of Glenisla.[4]

He was a witness to an instrument expede in a general council held at Perth, on 17th March 1415, containing a copy of the renunciation by King Edward the Third of the Crown of Scotland, dated 1st March 1327.

An arrangement was made, in the chapter-house of Dunfermline, on 23d May 1422, between Abbot Patrick of Cambuskenneth and William Abbot of Dunfermline, respecting the arrears of four

[1] *Infra*, p. 32, No. 21.
[2] *Infra*, p. 52, No. 32.
[3] *Infra*, p. 298, No. 210.
[4] *Infra*, p. 141, No. 107.

chalders of oatmeal, as annual pension payable by the latter to the former.[1]

Four years thereafter, in 1426, another arrangement was made by Abbot Patrick, in the cemetery of the parish church of Dunipace, regarding the Abbey lands in the town of Dunipace.[2]

This Abbot was one of the commissioners nominated by Murdoch Duke of Albany to proceed to England in 1423, to negotiate for the ransom of King James the First. In that mission the commissioners were successful, the treaty having been concluded at York on the 10th of September 1423.

An impression of the seal of this Abbot is preserved in the Public Record Office, London, from which an engraving has been made for this work. It represents the Virgin Mary and the infant Jesus sitting within a Gothic niche, and beneath which is the figure of a monk in an attitude of prayer.

Abbot Patrick died before the year 1440, when David was Abbot.

XVIII. David White, Eighteenth Abbot, 1440-1445.

David was Abbot in the year 1440, when, under the designation of Abbot of Cambuskenneth, he appeared at Linlithgow as procurator of John of Annand, canon of the Abbey, on the 22d of August that

[1] *Infra*, p. 134, No. 103. [2] *Infra*, p. 112, No. 87.

year, and obtained possession for the Abbey of a tenement in the burgh.[1] This Abbot was one of the Auditors of the Exchequer Accounts of King James the Second at Stirling, on 16th June 1441.[2]

Abbot David and his Convent entered into an agreement, on 1st April 1443, with Clement of Farnile of Gogar, burgess of Edinburgh, with consent of Sir John Forester, Lord of Corstorphine, knight, whereby Clement granted to the Abbot and Convent authority, at their own expense, to break, build and again raise the stone gable between their forehouse and Clement's forehouse at the west corner thereof, —the Abbot making to Clement on his side a chimney of stone.[3]

This Abbot appears to have held office only for a few years. In a notarial instrument expede by his successor, also named David, dated 5th January 1445-6, Abbot David White, of good memory, is mentioned as the constructor of one of the many gardens which surrounded the Abbey of Cambuskenneth.[4]

XIX. David (Celle), Nineteenth Abbot, 1445-1463.

This Abbot appears to have succeeded the former of the same Christian name in the year 1445.

On the 17th June of that year, either this Abbot or his immediate predecessor obtained possession of a certain land in the burgh of Edinburgh, at the back part of the house belonging to the Abbot of Cambuskenneth.[5]

[1] *Infra*, p. 272, No. 187.
[2] Accounts of the Great Chamberlain, vol. iii. p. 400.
[3] *Infra*, p. 126, No. 95.
[4] *Infra*, p. 307, No. 214.
[5] *Infra*, p. 129, No. 97.

Another instrument in which this Abbot David is mentioned is of some interest. It bears that, with consent of the Convent, he gave for the repair and maintenance of the private altars of their Abbey church the small annualrents of their lands of the town of Stirling, which were to be annexed, united, and proportionally divided among them as follows: to the altar of St. Andrew the Apostle an annualrent from the lands of Schakelok of 6s. 8d.; to that of St. John the Evangelist and St. John the Baptist, an annualrent of 4s. from the land of Robert Bonar; an annualrent of 1s. 8d. from the land of John Darach of the Cross, and another of 1s. from the land of John Tuch; to that of St. Laurence the Martyr an annualrent of 3s. from Croftmagra, and two others of 6s. 8d.; and to the altars of St. Nicholas, St. Ninian, St. Catherine and All Saints the annualrents specified.

This instrument was made in the chapter-house of the Abbey of Cambuskenneth, on Epiphany Eve, (5th January) 1445; and it is subscribed by the Abbot, the Prior and the Convent, in all nineteen persons.[1]

David Abbot of Cambuskenneth appeared in the barony Court of Harbertshire, held at Dunipace on the 28th of May 1462, and successfully maintained his right to four oxgates of land in the town of Dunipace, which were claimed by John Keir.[2]

Abbot David held office for many years. He died before the year 1465, when John was Abbot.

[1] *Infra*, p. 307, No. 214.

[2] *Infra*, p. 121, No. 91.

XX. John, Twentieth Abbot, 1463-1473.

John Abbot of Cambuskenneth was witness to an instrument regarding the teinds of Petlour, dated 18th July 1465.[1] This Abbot was a member of the Parliament of King James the Third, held at Edinburgh on 12th October 1467.[2] He was also a member of the Parliament held at Stirling on 12th January 1467.

The same Abbot was present as a member of the Parliament which was opened at Edinburgh, 20th November 1469. An Act of this Parliament, which had a reference to the Abbey of Cambuskenneth and other monasteries, may here be noticed. The Pope had granted a perpetual privilege and indult to the Bishops of St. Andrews to confirm such as should be chosen by convents to be abbots or priors within the diocese of St. Andrews. It was therefore statute by this Parliament that the said indult and privilege should be observed by the King, his successors and lieges, in time to come, and that none of his subjects, of whatsoever condition, should in any way violate it, nor procure any vacant abbacies or priories within the diocese of St. Andrews in time coming, without the confirmation of the Bishop of St. Andrews for the time, under the pain of perpetual banishment and proscription, and under the highest penalty of treason.

It was also ordained that the abbacies and priories within the diocese of St. Andrews, of which many, including the Abbey of Cambuskenneth, are mentioned, should have this Act and Statute of

[1] Chartulary of the Abbey of Arbroath, vol. ii. p. 145.

[2] The Acts of the Parliaments of Scotland, vol. ii. p. 87.

Parliament with the said indult fully inserted under the King's Great Seal, if required, in perpetual memory of the said Act of Parliament, for the conservation of the common good of the realm, and that the King and his successors, with the Three Estates of the realm, should defend the said privilege and indult, and execute the penalty of proscription and treason upon its violators in the most rigorous manner.[1]

Abbot John also sat as a member of the Parliament held at Edinburgh 6th May 1471.[2]

No other notice has been found of this Abbot, who ceased to hold office before the year 1473, when Henry was Abbot.

XXI. Henry Arnot, Twenty-first Abbot, 1473-1504.

Henry Arnot was Abbot in the year 1473, when, under the designation of Abbot of Cambuskenneth, he, with other men of influence and position, was sent on an embassy from the Court of Scotland to the Court of England. In that capacity he obtained a safe-conduct from King Edward the Fourth.

The Abbot of Cambuskenneth was a member of the Parliament held at Edinburgh, in 1475, in the reign of King James the Third, which, on 1st December, passed sentence of forfeiture of life and possessions upon John Earl of Ross and Lord of the Isles, for his treasonable communing with his sovereign Lord's enemies of Eng-

[1] The Acts of the Parliaments of Scotland, vol. ii. p. 98.
[2] *Ibid.* vol. ii. p. 98.

land, and with the traitor Sir James Douglas, some time Earl of Douglas, and other acts of treason.[1]

Abbot Henry obtained possession of tenements in Stirling on behalf of the Abbey by a peculiar legal process. On 20th June 1481, the procurator for the Abbot and Convent compeared before the Provost, bailies and Council of Stirling, and made process in their four chief Courts successively, respecting a tenement in St. Mary's Vennel, Stirling, some time belonging to John Wilson, on account of failure for several years to pay an annualrent of five shillings to the Abbot.

The procurator went to the tenement, and found nothing that could be distrained for the said annualrent, except the earth and stones; on this being represented to the Provost, bailies and Council, they adjudged possession of the tenement to the Abbot and Convent.[2]

The same Abbot was a member of the Parliaments which were held at Edinburgh 18th March 1481, 2d December 1482, 1st March 1482-3.[3]

He was also a member of the Parliament which met at Edinburgh 27th June 1483. This Parliament was famous for the process of forfeiture for treason which had been raised against Alexander Duke of Albany, the King's brother, who seems to have aspired to the Crown, and who had intrigued with Edward the Fourth, King of England, against his brother, the King of Scotland. The process,

[1] The Acts of the Parliaments of Scotland, vol. ii. pp. 108, 109.

[2] *Infra*, p. 303, No. 212.

[3] The Acts of the Parliaments of Scotland, vol. ii. pp. 136, 142-145.

from the leniency of the King, was prorogued from day to day, but at its conclusion sentence of forfeiture was pronounced against the Duke.[1]

The Abbot of Cambuskenneth was one of the Lords to whom was committed, in this Parliament, the power to unite and annex perpetually to the Crown such lordships and lands as they should think expedient of the lands coming into the hands of the King by the forfeiture of the Duke of Albany and Sir James of Liddale, so that thereafter the King might be advised how he should dispose of the remainder in the way of rewarding his true lieges, who had in times bygone done, and should in time to come do, his Highness good and true service.[2]

The same Abbot was a member of the Parliament which assembled at Edinburgh 16th February 1483-4; a Parliament chiefly remarkable for the forfeiture of William Lord Crichtoun, John of Liddale, eldest son of Sir James of Liddale, late of Halkerstoun, knight, David Purves, and others, as being art and part in the treason committed by Alexander, formerly Duke of Albany, the King's brother, against the King and his realm.[3] He was also a member of the Parliaments which met at Edinburgh on the 17th May and 21st March 1484.[4]

He was again a member of the Parliament which met 1st October 1487, and by which certain of the lordships and lands that

[1] The Acts of the Parliaments of Scotland, vol. ii. pp. 146, 147.
[2] *Ibid.* vol. ii. p. 146.
[3] *Ibid.* vol. ii. pp. 153-156.
[4] *Ibid.* vol. ii. pp. 166, 167.

fell into the hands of the King by the forfeiture of Alexander Duke of Albany, and Sir James of Liddale of Halkerstoun, were united and annexed perpetually to the Crown, that thereafter the King might be advised how he would dispose of the remainder in reward of his true lieges, who had done his Highness good and true service. In witness of all and sundry the premisses the King's Great Seal, and the seals of the venerable and reverend fathers in Christ, bishops, abbots, priors, together with the seals of earls, lords, barons, free-holders, and commissioners of burghs, were hung and appended thereto.[1]

Henry Abbot of Cambuskenneth was the first-named witness in a bond of manrent by William of Stirling of the Keir to Thomas Lord Erskine, dated 22d August 1487.[2]

During the time of this Abbot, Margaret of Denmark, Queen of James the Third, in February 1486-7, and that monarch himself, in 1488, were interred at the high altar in the Abbey of Cambuskenneth; and the funeral solemnities were no doubt performed by Abbot Henry. As a tribute to the memory of these illustrious ancestors, a monument with an appropriate inscription was erected by her Majesty Queen Victoria, in 1865, as is afterwards more fully described.

Henry, Abbot of Cambuskenneth, was a member of the first Parliament of King James the Fourth, which was held at Edinburgh, 6th October 1488. This Parliament applied themselves to

[1] The Acts of the Parliaments of Scotland, vol. ii. p. 179.

[2] Inventory at Glenalmond College of the Earl of Mar's Writs.

the investigation of the causes of the late rebellion. The whole blame, as might have been expected from such partial judges, whose object was to secure their own safety, was thrown upon the late King and his wicked counsellors. After full examination, the Three Estates were unanimously of opinion that the slaughter committed in the field of Stirling, where the King's father was slain, together with divers of his barons and lieges, was wholly to be attributed to the offences and coloured deceit practised by him and his perverse counsellors divers times before the said field. The acquittal of King James the Fourth and his advisers was explicit, declaring that our sovereign lord, that now is, and the true lords and barons that were with him in the same field, were innocent, quit and free of the said slaughter.[1]

In this Parliament also, in regard to the proclamation made at Scone, it was statute and ordained that all alienations of lands, heritages, long-tacks, feu farms, offices, tailzies, blench-farms, and creations of new dignities, granted to any persons of whatever estate, degree or condition, since the 2d day of February last bypast, by the late King his Majesty's father, which might be prejudicial to the King and the Crown, were annulled, because such alienations, gifts and privileges were granted since the said time, for the assistance of the perverse council that were contrary to the common good of the realm, and cause of the slaughter of the said sovereign Lord. This Parliament being adjourned to the 14th of January, the Abbot of Cambus-

[1] The Acts of the Parliaments of Scotland, vol. ii. p. 210.

kenneth was appointed to act in the meantime as one of a committee of Parliament.[1]

The Abbot of Cambuskenneth was a member of the Parliament which was held on 14th January 1488, and was chosen one of the Lords of Causes.[2] It is worthy of notice that by this Parliament the See of Glasgow was erected into an Archbishopric.

The Abbot of Cambuskenneth was also a member of the Parliaments held at Edinburgh, 3d February 1489-90; 28th April 1491; 6th February 1491-2; and he was one of the persons to whom the whole power of Parliament was committed by the Lord Commissioners of the last-mentioned Parliament, on 20th February.[3]

In a Parliament held at Edinburgh on 23d June 1496, King James the Fourth confirmed to Henry the Abbot and the Convent of Cambuskenneth the grant which he had formerly made of the Church of Kippen for Divine services for ever to be performed for the souls of the King's father and mother, James the Third and Margaret his spouse, whose ashes rested in the Abbey of Cambuskenneth, as appears from the charter referred to in this instrument. A notarial instrument on this confirmation was made in the Parliament House at Edinburgh. The King's brother, James Duke of Ross, and the Archbishop of St. Andrews and Glasgow, etc., were witnesses.[4]

Abbot Henry obtained the office of Lord High Treasurer of Scot-

[1] The Acts of the Parliaments of Scotland, vol. ii. p. 211.

[2] *Ibid.* vol. ii. p. 212.

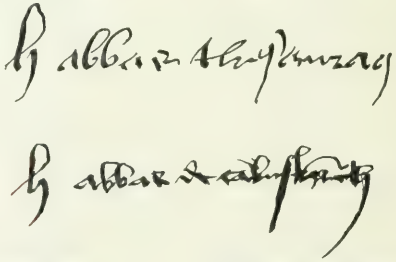
[3] The Acts of the Parliaments of Scotland. vol. ii. pp. 216, 223, 229-231.

[4] *Infra*, p. 174, No. 131.

land before the 5th of December 1492, on which date he is so designated in a judicial proceeding.[1] In this office he succeeded Sir William Knollis, preceptor of Torphichen, commonly called Lord Saint John. On retiring from it, he obtained from the King letters of acquittance for all his intromissions as treasurer, and for the King's jewels, precious stones, gold and silver, etc., which had been committed to his custody as treasurer.[2]

Henry, Abbot of Cambuskenneth, was a member of the Parliament held at Edinburgh on 11th March 1503-4,[3] and was chosen one of the Lords to sit on the Session on the 19th March. He ceased to be Abbot before 1505.

Subjoined are facsimiles of two signatures of Abbot Henry, one as treasurer in 1492, and the other adhibited to the Compromise with the burgh of Stirling, dated 31st March 1501, before quoted.[4]

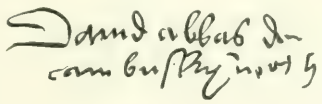


[1] Registrum Moraviense, p. 247.
[2] *Infra*, p. 31, No. 20.
[3] The Acts of the Parliaments of Scotland, vol. ii. pp. 239, 249.
[4] *Supra*, p. xxxiii.

XXII. David, Twenty-second Abbot, 1504-1508.

The earliest notices of David, Abbot of Cambuskenneth, are in the Records of Parliament in November and December 1505, and in February 1505-6.[1] On the 6th of March 1505-6, a perambulation and division of forty acres of the land of Clackmannan was made between him and David Bruce of Clackmannan.[2]

He was a Lord of the Privy Council on 9th December 1507.[3] He was auditor of the accounts of the Lord High Treasurer in 1506, and a facsimile of his signature appended to them in this capacity is here given. He died before 1510.



XXIII. Andrew, Twenty-third Abbot, 1508-1510.

Andrew was Abbot of Cambuskenneth in the year 1510. On the 1st of April of that year he obtained from James Bishop of Dunblane letters respecting an agreement with him anent the Church of Kippen, to which both claimed right. The Abbot claimed the church by virtue of a gift from King James the Fourth, whilst the Bishop

[1] The Acts of the Parliaments of Scotland, vol. ii. pp. 258, 260, 262, 265, 266.

[2] *Index*, p. 85, No. 64.

[3] Father Hay's MS., Macfarlane, p. 318.

maintained that it was a prebend or canonry of the cathedral Church of Dunblane, and could not, therefore, be bestowed by the King as a gift; and that as the Abbot was already a canon of that cathedral church by holding the Church of Kincardine, he could not legally enjoy two canonries or prebends of the same church. An amicable arrangement was, however, arrived at between the Bishop and Abbot with consent of the King.[1]

On the 21st of July following, Abbot Andrew was instituted in the rectory of the parish of Kippen by the delivery of the book, chalice, and other ornaments of the high altar of the church into his hands.[2] He held office only for a few years, and was succeeded by Patrick Pantar.

XXIV. Patrick Pantar, Twenty-fourth Abbot, 1510-1517.

Patrick Pantar succeeded Abbot Andrew about the year 1510, and continued in office till the year 1517, when he resigned in favour of Alexander Mylne.

Pantar was born about the year 1470, at Montrose, or rather at the family-seat of Newmanswalls, close to that town where his ancestors from the time of King Robert the Third had held a distinguished position. Having acquired much reputation for his attainments in polite letters in his native country, he went to France, and there studied under the most eminent professors in the celebrated University of Paris. He returned home nearly at the same time as

[1] *Infra*, p. 170, No. 130. [2] *Infra*, p. 167, No. 128.

his countrymen Hector Boece and George Dundas, his fellow-students in the College of Montaigne—that is, as Ruddiman conjectures, shortly before the year 1500.

Not long after he took holy orders, and was appointed first to the rectory of the Church of Fetteresso, in the Mearns, and afterwards to the preceptory of the Church of Brechin.[1]

From his acknowledged eminence as a scholar, Pantar was appointed tutor to Alexander Stewart, the natural son of King James the Fourth by Margaret, daughter of Archibald Boyd of Bonshaw, who, being a youth of great promise, was educated for the church. Not long after, according to Ruddiman, in the year 1505, from his great wisdom as well as learning he was called to the Court, and appointed chief secretary to the King, whose correspondence with foreign governments he thereafter conducted in Latin. His pupil, Alexander Stewart, after going through a course of classical and other studies at home, was sent to the Continent to finish his education, under the guidance of Sir Thomas Halkerton, his preceptor and governor. Having travelled through France, he went to Italy and settled at Padua, where, under the superintendence of the illustrious masters of that celebrated University, he pursued his studies with great application and success. Pantar kept up a correspondence with Stewart during his residence abroad, and some of the letters that passed between them have been preserved.

Young Stewart was invested with the archbishopric of St.

[1] Ruddiman in Epistolæ Regum Scotorum.

Andrews by Pope Julius the Second in the year 1509, in compliance with the desire of his father King James the Fourth, and returned to Scotland in 1510. Upon his elevation to this dignity, Pantar, in a letter to him written very soon after, expresses his admiration of the letters which he received from the treasurer, and which pleased the King much. He expects from St. Andrews, as Alexander Stewart is Primate, the primacy in letters and in virtue. He equally praises him for his eminence in pulpit and in synod. "Biduus labor æterno cedet honori." The matter is not for gaining an abbey or preserving jurisdiction. If the youthful Archbishop is watchful and active, all is safe.[1]

Stewart, in a letter to Pantar, dated Padua, 7th Calends of April (26th March) [1509-10 ?], says that he had little to write about, since Pantar knew all the views touching the Emperor. If any bad insinuations came to the ears of King James in reference to him, he hoped Pantar would do his best to remove them. He thanked him for his continuous efforts in behalf of his tutor, to whom he felt himself most deeply indebted. He had heard from Robert the services which Pantar had done him.[2]

This promising ecclesiastical dignitary fell at the battle of Flodden Field, 9th September 1513, whilst still in his 21st year. His former master wrote an elegant tribute to his memory, in which he celebrated his genius and virtues.

Pantar endeavoured to obtain the office of preceptor of the

[1] 3618 R. MS. 13. B. ii. 64, British Museum. [2] Ep. Reg. Scot. vol. i. p. 178.

institution of the Knights of St. John of Jerusalem at Torphichen, in the shire of West Lothian, founded by King David the First. In order to the admission of any man to this order, it was essential that he should, by charters or other authentic documents, prove the nobility of his descent both on the father and mother's side for four generations. In a letter written in June, the year not given, to the Grand Master of Rhodes, Pantar refers to his being a candidate for this office; and after mentioning that he had received the Grand Master's letter, dated Blois, 20th April, says that he had not sought the Scotch preceptory of Rhodes through greed; that he was already well provided for, for which he had to thank the King; but his jeering adversary had compelled litigation. If he was made one of the knights, he hoped that he would satisfy the Society. He would give the requisite bonds on the merchants of Florence, and revive the decayed endowments of the order.[1]

Pantar, in a letter to the Papal pronotary, informs the latter that his letters, dated Ancona, 24th May, had been received and read by the King. He continues in his respect for the Church of Rome. In reference to the suit raised by Pantar concerning the Preceptory of Rhodes, to which he had been collated on the death of Dominus Detiden, contrary to the ancient custom of

[1] 3277 R. MS. 13, B. ii. 77, British Museum. The Knights of St. John of Jerusalem were designated of Rhodes, because after their original establishment at Jerusalem, where they built a church and monastery for the reception of pilgrims who came to visit the Holy Land, and their subsequent removal successively to different places, they at last retired to Rhodes, where they were at this time settled.

Rhodes, he begs that the pronotary would write to the Catholic King in his favour.[1] The influence of the Papal court was not used to advance the interests of Pantar. Spinelly, in a letter to [Henry the Eighth], informs him that the Secretary [Pantar] had lost his cause at Rome in the matter of the commandry of St. John's in Scotland, through the influence of the Cardinal of York [Bainbridge], at which he was very angry; and adds, that the Bishop of Murray and the secretary were omnipotent with the King of Scotland.[2]

In the summer of 1510, Pantar, secretary of King James the Fourth, along with William Earl of Erroll, John, Prior of St. Andrews, George, Abbot of Holyrood, Gawin Dunbar, Archdeacon of St. Andrews, Clerk of the Rolls, Robert Forman, pronotary, Dean of Glasgow and Chancellor of Morray, with their horses, their servants and others in their company, Scotsmen, Italians, or Frenchmen, had occasion to pass through England for the Continent, probably on their way to France to arrange some public business with the Government of that country. King James, therefore, in a letter to King Henry the Eighth, dated Edinburgh, 8th July 1510, begged a safe-conduct for them.[3]

After his appointment as Abbot of Cambuskenneth, Pantar continued to hold the office of secretary and to enjoy the confidence of the King.

[1] 3626 R. MS. 13, B. ii. 71, British Museum.

[2] 3651 Galba, B. iii. 96, British Museum.

[3] No. 1176, Calig. B. iii. 139, British Museum; Pinkerton's History, vol. ii. p. 451.

After the death of James, Pantar at first took the part of Queen Margaret, who then managed the kingdom, under the name of testamentary guardian to her son, and in consequence incurred the displeasure of John Duke of Albany; and soon after he, on 12th July 1515, was made Regent by the Estates of Parliament, with the support of the more powerful faction opposed to the Queen-mother. The Abbot was, by his orders, arrested, pillaged of his goods, and imprisoned in Inchgarvey, a small isle opposite to Queensferry, where he was confined in a tower which had been built by King James the Fourth towards the end of his reign for the protection of his navy.[1]

He soon, however, regained the favour of the Duke of Albany, who restored him to his original honours, and reckoned him to the last among his chief friends.

As secretary to King James the Fifth, then under the Regency of Albany, Patrick, Abbot of Cambuskenneth, witnessed two charters by the King, dated respectively 18th November, 15th, 16th, and 26th March 1517.[2] These charters show that Pantar still held the offices of Abbot of Cambuskenneth and secretary to the King.

In the year 1517, Pantar was despatched, along with Gavin Douglas, who had then been presented to the See of Dunkeld, on an embassy to Francis the First, King of France, in order to assist the Bishop of Ross, the former ambassador there, in forming a lasting league between France and Scotland. He remained at the French

[1] Pinkerton's History, vol. ii. p. 143.
[2] The Stirlings of Keir, by William Fraser, pp. 310-312.

Court for some time, taking charge of the interests of Scotland; and the Duke of Albany, who, from the desperate condition to which his affairs were reduced in Scotland, had taken refuge in France in the year 1516, found him very useful. In order to secure the support of the French King, the Duke adopted the unprincipled expedient of sending a letter to Pope Leo the Tenth, in the name of the Three Estates of Scotland, dated at Edinburgh, beseeching the Pontiff to intercede for them with Francis the King of France, that the Duke might be permitted to return to Scotland and to assume the Regency.[1] Pantar so far forgot his dignity as to write the letter for him.

Previous to his departure for France, Pantar, from affection for his native town and from motives of religion, rebuilt the old Monastery of Montrose on a new site, restored to it its original endowments, which had been alienated, and conferred upon it various benefactions.

The old Monastery was originally built and founded in the year 1213, by Alan Durward or Hostiarius, a courtier in the reign of King Alexander the Second, of much daring and power. Some notices occur of certain annualrents which the Monastery of Montrose received out of the lands of Rossie and others in the years 1245 and 1370;[2] but all traces of its site have long since disappeared. It was dedicated to the Virgin Mary, and it is supposed that it stood on that portion of the common Links of Montrose which still bears

[1] Pinkerton's History, vol. ii. p. 175.
[2] Reg. Vet. de Aberb. p. 337; Chamberlain Rolls, vol. i. pp. 541-5.

the name of St. Mary, situated a little to the east of Victoria Bridge, which crosses the railway.

On 14th November 1516, an Act of Parliament was passed committing "to the venerable father, Patrick, Abbot of Cambuskenneth, our Secretary," power and authority of wholly altering and changing the ancient foundation of the house of the Blessed Virgin Mary near the burgh of Montrose (in the diocese of Brechin), of which he is designated Master and possessor, and for the erection of a new foundation of the same in favour of the Order of the Preaching Friars.

That Monastery, as the Act records, had been endowed by the predecessors of King James the Fourth with the lands of Spittaleschelis, Denside; with one chalder of meal in place of an annual-rent, and a cane from the lands of Balandro, in the shire of Kincardine; the lands of Newmainis Wallis and croft of Balkely, in the shire of Forfar; the lands of Clayscheid and Sandhauch, on the north side of the said burgh in the same shire, with all the tithes, predial, personal, natural and individual of the same lands, oblations and emoluments from the pious gifts of the faithful who resorted thither; with one fishing of the water of Northesk, commonly called the net of the glorious Virgin, together with the tithes of the fishing. But in the course of time, from the negligence of Masters, the whole hospitality had ceased, the building had fallen into ruin, and the foresaid lands had been alienated by the Masters and given in feu to the nobility of the country at a small valuation.

Pantar compassionating the condition of the Monastery, and inspired by sentiments of devotion towards the blessed Virgin, it is further narrated, had redeemed and restored the above-mentioned lands which had been alienated to the nobles, having obtained decrees thereupon of the Lords of the King's Council, and had restored and erected this same house and church at great expense from the foundations. As the fruits and emoluments of the house and church were small, he had also incorporated and obtained to be mortified in favour thereof, an annualrent of twenty merks Scots from the lands of Dunhasny (Dalhesney), Dabley (Dovly), Shannack (Shanno), and Corniscorun (Corneskcorn), in the barony and lordship of Glenesk in the shire of Forfar, which had been alienated and sold by John Earl of Crawford; an annualrent of five merks out of the lands of the barony of Ferne in the same county; an annualrent of six merks out of the lands of Cukestoun in the barony of Reskoby, within the regality of the archbishop of St. Andrews; an annualrent of six merks from the lands of Ballindoch in the barony of Inverkeillor in the shire of Forfar; and also the grant of indulgences to those visiting the said church, and sepulture therein to pilgrims dying on their journey to or departure from it, if they choose.[1]

Pantar, superior of the house and church, with the consent and authority of Parliament, disponed by gift the preceding lands and grants to John Adamson, provincial of the Order of Preachers, and to the prior and successors of the same order. The charter by which

[1] The Acts of the Parliaments of Scotland, vol. ii. pp. 389-91.

this disposition was made is dated at Edinburgh, 9th May 1517. To it Alexander Mylne, canon and official of Dunkeld, who succeeded Pantar as Abbot of Cambuskenneth, was a witness.

The inmates of the Monastery of Montrose, dissatisfied with its removal, presented a few years after a petition to Parliament, praying to be allowed to return to their old residence, complaining that their devotions were disturbed by the nearness of the new establishment to the public road.[1] The prayer of this petition, Spottiswoode says, was granted.[2]

Till a recent period traces of the hospital established by Pantar were to be seen in the Sandhaugh, about a mile nearer to the town of Montrose than the field of St. Mary before mentioned.

The city of Middleburgh, being desirous to have assigned to them an agency and powers to act on behalf of the Scottish nation, by their consul, M. Petrus, spontaneously offered to fulfil the wishes of the Duke of Albany in every particular.

As secretary of King James the Fifth, Pantar conducted, under the Duke of Albany, the correspondence of the Scottish Government on this subject. The Duke not being inclined to grant the desires of the city of Middleburgh, Pantar and the consul wrote to them to that effect. The city in their answer, dated 16th August 1518, to Pantar, express themselves in these complimentary terms:—"We salute thy excellency most earnestly, O most eloquent man! M.

[1] The Acts of the Parliaments of Scotland, vol. ii. p. 395.
[2] History of Religious Houses.

Petrus, our excellent consul, whom lately we sent as ambassador to his Highness the most illustrious Duke of Albany, having returned, has brought back to us your letters, which are most pleasant and full of eloquence and courtesy to us, and at the same time he has told us the whole circumstances that took place during his commission, and your remarkable kindness, favour and patronage towards himself, which you have bestowed on him during his embassy and on our account. Wherefore we return to your excellency great thanks." They then express their regret at the unfavourable character of his answer as to the matter in question. "This," they write, "was so bitter to us that nothing could happen more disagreeable." They had heard that the privileges of which they were so desirous had been conferred by the Government of Scotland on the townships of the Verenses in preference to them; though, as they affirm, the advantages to Scotland would have been much greater by acting the other way. "We advise afresh," they add, "that the most illustrious Duke of Albany should take into consideration our letters, in which we have appealed to his generosity, that he may bring the matter to the wished-for end, concerning which we also have agreed to inform your excellency, that you may bestow upon us in this cause your patronage, and that you may commend us to the Duke that the result may come about according to our wishes, otherwise we utterly despair of the matter." Then follows an offer of a well-secured bribe, to induce Pantar to promote the object upon which the city of Middleburgh was so intent: "It is no secret to us that your

excellency enjoys great authority and influence with the illustrious Duke. And something would be owing to him who would work earnestly in the finishing of this business. Wherefore, by the tenour of these presents, we come under an obligation to your excellency, that if the result corresponds with our wishes, that those three hundred golden crowns which our said ambassador has promised to your excellency shall be paid without any delay, and that we will hold the same promise of his agreeable and binding under security of the state of Middleburgh. Fare thee well, Oh! most faithful of friends."[1]

Pantar's answer to the above letter, which is preserved in the same collection, translated from the original Latin, is as follows:—

Most Honourable Sirs,—We greet you well. We have received your letters, from which I see that you have felt aggrieved, and have had your suspicions excited in consequence of your envoy having returned home without accomplishing the object of his mission; and that you have felt this untoward circumstance the more, as the report has reached you that your neighbours have obtained the advantage which you solicited, and this has excited your envy and indignation; when you hoped that the matter would be arranged with the Duke of Albany conformably to your wishes, and considered that besides that, no further authority was required to conclude it in your name, and that nothing was wanting for the conclusion of the contract. But during that period I was suffering from an attack of fever; nor did I understand what was going on, until the negotiations had made considerable progress; afterwards I well knew everything that had been treated of. Your worships should not wonder nor be annoyed, if, taking into account the uncertainty of human affairs, the issues of any business should be doubtful, especially when a number of men are soliciting the same object, and pursue it keenly, each

[1] Epistolæ Regum Scotorum, vol. ii. p. 276.

one for himself. You had an opportunity of pressing your suit with the Regent all the winter without any molestation from competing parties; but you lost the opportunity by delay, so that your opponents were the first to approach him on the subject, and they contended both with the influence of friends and with money, prosecuting their cause, not like you, with the view of obtaining the position, but of retaining it. It is sufficiently evident, that the town of your opponents is far inferior to yours as an emporium, and not at all to be compared with it. But since our merchants, during a number of years, have been accustomed to their town, and it has largely increased by the wealth derived from their trade with our nation, the inhabitants there vigilantly attended to the retention of a source of so much gain, and treated our merchants with extraordinary kindness, lest a prize of so much value should be snatched from their grasp. Your envoy certainly conducted his case with a prudence and energy that could not be surpassed; and suffered only too much mental anxiety on account of the untoward turn which the business took; and on both sides, in fact, much zeal was manifested. But I let you know the whole state of the affair, and pledge my word for the truth of my statement, which will be further confirmed by what John Moffet tells you. He is fully acquainted with each detail, and your Lordships may place entire confidence in his veracity. Farewell. At Paris, on the Kalends of 1518.[1]

While in France, Pantar fell into bad health, and after struggling against it for nearly two years, becoming weaker every day, he at length closed his life at Paris in the year 1519.[2]

Pantar, had his life been prolonged, intended, as we learn from a letter of his successor, Alexander Mylne, to the Abbot of St. Victor at Paris, to have undertaken the task of reforming the abuses which prevailed at Cambuskenneth as in other monasteries, and of restoring it to its primitive zeal in the cultivation of piety and letters, and purity of manners.

[1] Epist. Reg. Scot. vol. i. p. 284.

[2] Ruddiman.

Thomas Dempster, in his Historica Ecclesiastica, notices Abbot Patrick in these terms:—"Patricius Panetarius doctrinæ laude et professione Parisiensi inclytus, sed multo magis prudentiæ dotibus celebris; quo nomine in arcani concilii secretum admissus a Jacobo IV. rege, edidit ad eum Politicas observationes."[1]

A monument of the ability and scholarship of Pantar still remains in the first volume of "Epistolæ Regum Scotorum," most of which were composed by him. The learned Mr. Thomas Ruddiman, under whose editorship this volume was published in the year 1722, pronounces the following eulogium on the learning and worth of Pantar. "Throughout these letters," he says, "there appears not only so great eloquence suited to the subject-matter and persons, but also such neatness and elegance of words and phrases, (considering the time when they were written,) that it would be difficult to find in all Europe others written in a more vigorous style. In this age, indeed, in which the love and pursuit of *Belles Lettres* began to revive, King James the Fourth added to the other most splendid glories of his reign, this also that he held learned men in esteem, and honoured them with distinguished rewards.

"His founding the University of Aberdeen abundantly testifies to this, as well as the public enactments ordaining that the children of the wealthier classes should be instructed in the liberal arts; and lastly, these letters themselves, most elegantly composed for the times,

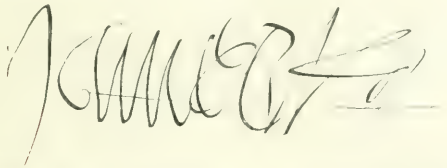
[1] Tom. ii. p. 539, Edinburgh, 1829. This work by Patrick Pantar is said to be now lost. —[Nimmo's History of Stirlingshire, vol. i. p. 123.]

for which object it is reasonable to believe that the King sought out some man of surpassing excellence and eminent wisdom among his subjects, the most fit for discharging this duty, and not more distinguished by the excellence of his character and political sagacity than by his learning. That man was Patrick Pantar, in regard to whom, since this first volume of letters is chiefly indebted for its grace and beauty to him, we could not, without manifest ingratitude, refrain from subjoining something here at the close, concerning his birth and manner of life."

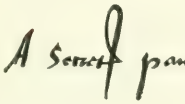
Subjoined is an engraving of the seal of Abbot Pantar from an original impression in the Public Record Office, London. The seal shows a full-length figure of the Virgin Mary and the infant Jesus, standing under a canopy supported by columns. The background is ornamented with foliage. In the base of the seal is a shield with the armorial bearings of the family of Pantar, on a fess between three mullets as many roundles. The inscription is "S officii Patrii Pantr Abbat de Cabuskynet."

Subjoined is a facsimile of the signature of King James the Fourth from a letter to Ferdinand, King of both the Aragons, dated the kalends of July (1st July) 1512, referring to the ardent desires and strenuous efforts of the Scottish monarch to

terminate the hateful war which distracted Christendom by the establishment of a lasting peace.



This letter is countersigned "*A Secretario Panitar*,"—by Secretary Panitar.



[1] British Museum, Additional Charters, No. 616, Egerton MSS. The handwriting of the volume of Transcripts of Royal Letters in the reign of King James the Fifth, dated between 1536 and 1544, is very similar to the writing of Patrick Pantar, and was probably an imitation of it. The volume was in the family of the Lords Elphinstone for many generations; and the present Lord, in the year 1865, generously presented the volume to the Lord Clerk-Register, to be preserved amongst the National Records in H.M. General Register House, Edinburgh.

XXV. Alexander Mylne, the Twenty-fifth Abbot, 1517-1548.

Alexander Mylne was educated at the University of St. Andrews, in which he was a Determinant in the year 1494, and took orders within a few years after that date. In the year 1505 he was Rector of Lundeif. He was also a prebend of the cathedral of Dunkeld, and became official of the diocese; and, when it was divided into the four deaneries of Athole, Angus, Fife and Strathearn, he was appointed Dean of Angus.

On the 28th of October 1516, John Duke of Albany, Regent of Scotland, wrote to Pope Leo the Tenth a letter in Latin, of which the following is a translation:—

Most blessed Father,—We present our service by kissing thy feet. Since our friend and the King's secretary, Patrick, Abbot of the Monastery commonly called Cambuskenneth, belonging to the Order of Augustine, and to the diocese of St. Andrews, proposes and intends to give up or resign this abbacy into the hands of your Holiness, we beseech that, when the aforesaid abbacy shall have become vacant by the free resignation of the said secretary, your Holiness may be pleased to adjudge and confer the administration of the same for life on our beloved Mr. Alexander Mylne, official of Dunkeld, a man of approved worth, and to appoint the said Alexander Abbot of the said Monastery, to intrust to him the care, rule and administration of the same, and to reserve, constitute and assign to Patrick, on his resignation, a pension which he should deem proper, namely, the lands and churches of the said Monastery, with their pertinents, at the same time with right of regress to the same abbacy when it may happen to be vacant through resignation or decease in the person of Alexander, or even of another, or in any other way; and may your Holiness reign long and happily over the Church.

From Edinburgh, on the twenty-eighth day of the month of October, in the year sixteen.[1]

[1] Epistolæ Regum Scotorum, vol. i. p. 275, No. xlvii.

In terms of this letter, Mylne was appointed Abbot of Cambuskenneth in the year 1517. After his appointment as Abbot, Alexander Mylne showed a commendable concern in the affairs of the Abbey, both spiritual and temporal. He was himself a cultivator of learning; and his first endeavour was to effect an improvement in the education of the religious order with which he was now connected, lest the study of letters, already almost forgotten amongst them, should utterly perish. In a letter, dated 15th January 1522, to the Abbot and canons of St. Victor of the Order of St. Augustine at Paris, which had become famous for the reforms which they had successfully introduced into their establishments, Mylne explains his views and wishes on that important subject. He prays them to second him in his efforts to restore a strict adherence to the religious observances of his order, which had fallen into desuetude from the negligence of his predecessors, and to revive the study of letters, the knowledge of which was in danger of becoming extinct. After paying a tribute to the memory of his predecessor, Patrick Pantar, who had been prevented only by his death from reforming the convent of Cambuskenneth, Mylne, to secure a class of learned men for his Monastery, with whom it formerly abounded, but who had now almost disappeared, purposed to send some of the most promising of its novices to the Universities of Paris for the prosecution of the study of sacred literature, that they might be fitted to give instruction to others, and discharge the sacred offices of their order.

The letter is written in the Latin language, and translated is in the following terms :—

ALEXANDER, ABBOT OF CAMBUSKENNETH, to the ABBOT of the Monastery of St. Victor at Paris, and the Monks of the same.

To the reverend father in Christ, the Lord Abbot of the Monastery of St. Victor, of the Order of St. Augustine, at Paris, and to the canonical monks of the same, Alexander, the unworthy Abbot of the Monastery of the blessed Virgin of Cambuskenneth, of the same order, in the kingdom of Scotland, sends mutual and sincere charity in the bowels of Jesus Christ. Seeing that we would well consult our welfare if, according to the rule of the teacher and founder of our order, and the apostolic precept, we were always to be of one heart and mind, and were to bear each other's burdens, we have thought proper to entreat your fraternity, (for we have heard that you plentifully abound in rendering aid,) that you would be pleased, to the extent of your power, to second us in the efforts we are making in the fear of the Most High and of His most holy mother the Virgin, our patroness, to resume a strict adherence to the rules of our order in whatever particulars we may have fallen from the observance of the same through the sloth and negligence of our predecessors; for, as I say, through the carelessness of others, many things pertaining to the religious rites and ornament of our Monastery have fallen into desuetude, so the study of literature, which in an especial manner is the province of us ecclesiastics, has been quite forgotten, and unless it be promoted, will cease to exist. And since with you, according to report, the reformation of our rule, which for some time past has been less and less rigidly observed, happily succeeded, and through the aid of the Most High, daily flourishes more and more, and on that account the late Patrick Paniter, a man of the strongest judgment, Secretary of State to the King of Scotland, our predecessor in the office of Abbot, who lately died while in the discharge of his duties as ambassador to the most Christian King, intended, if death had not carried him off, to have reformed our brethren after the model of your institutions, we, animated with a zeal and vigilance not inferior to his, and though undeserving, having, by the appointment of the Supreme Pontiff, succeeded immediately to such a man in the government of our house, are endeavouring to carry out his intentions without alteration. For which purpose nothing is more wanting than a number of learned men—a class which, although at one time abounding among us, is now almost extinct and cannot readily be called into existence, unless we send forth some of our novices of the most promising parts to universities where the prosecution of the study of literature is most active. Nor do we think

that we should have made sufficient provision in the matter were they to devote themselves merely to secular studies. Hence it is that we desire that some of our novices should be educated in your college, that they may be imbued with the morals and observances of your most perfect rule, and may derive a familiar knowledge of sacred literature; and having attained to proficiency therein, may show to others the light, and a good example to be followed in the strictest observance of religion; and not confining themselves to this, may, as having made a profession as students, discharge the other sacred offices like other members of the order. Wherefore, if you, brother Abbot, deign to extend mutual charity to us in this matter, be so good as to inform us by this messenger what your sentiments on the subject are, and what may be required for the maintenance and clothing and other expenses of an ecclesiastic *per annum*, that we may repay you the same at certain terms, according to agreement, and we bid you, brother Abbot, farewell in Christ who is our salvation. From our Monastery of Cambuskenneth, the 15th of June, the year of our Lord 1522.[1]

To this appeal the Abbot and Canon of St. Victor responded favourably, as may be concluded from the known fact that soon after Scottish novices were sent to Paris for their education. To Abbot Mylne was dedicated an Exegesis by Robert Richardson, then a canon of the Abbey of St. Victor, published at Paris in the year 1530.

In illustration of Abbot Mylne's anxiety to restore his Monastery to its original purity and piety, an anecdote is recorded of him by Richardson. By a canon of the Council of Toledo, it was required that, in monasteries of the Order of St. Augustine, the Scriptures should be read to the monks during the time of dinner. This pious custom had fallen into desuetude, but was revived by Abbot Mylne in the Monastery with which he was connected. On the days when the monks were wont to eat fish, he caused something

[1] Epist. Reg. Scot. vol. i. p. 335.

to be read during the whole time of dinner, and on other days, before and after that meal. When present himself, as he almost always was, especially on the Sabbath, he used to deliver a discourse in the middle of dinner; and to excite the interest of the brethren of the convent in this exercise, he would sometimes call on one of them to give an *extempore* address. Richardson adds that, although unworthy, he was himself often one of those who were thus called on to exercise their gifts.[1] An abbot bearing the high character accorded to Mylne, had, as might have been anticipated, a very beneficial influence on the Abbey as a large religious establishment.

During his tenure of the Abbacy he effected many improvements connected with the Abbey. Under him the great altar and chapter-house were rebuilt; and two new cemeteries were formed. At his instance, in the year 1521, James, Bishop of Dunkeld, dedicated the Abbey Church of Cambuskenneth and the two cemeteries at the east and west end, with the chapter-house and enclosure, and likewise, with the assistance of his archdeacon and the prebendaries of Kippen and Glendovan, consecrated the great altar thereof.[2]

Abbot Mylne found a wider field for the exercise of his abilities than the affairs of his Abbey, which could not have occupied the whole time of so active an administrator. In the year 1524, he was sent on an embassy to England, to negotiate a marriage between King James the Fifth and the Princess Mary, daughter of King Henry the Eighth.

[1] Exegesis in Canonem divi Augustini, per fratrem Robertum Richardinum. Paris, 1530, pp. 102, 103.

[2] *Infra*, p. 122, No. 92.

In the following year he was appointed by the Parliament of Scotland, along with others, to have the care of King James the Fifth.[1]

On 17th May 1532 King James the Fifth and his Parliament instituted the College of Justice for the decision of civil causes. It was to consist of fifteen Judges, seven to be chosen from the temporal estate, and eight from the spiritual order, of whom one was to be President of the Court. By the Act of Parliament which instituted "ane college of cunning and wise men," as now described, it was provided that the processes, sentences and decreets should have the same strength, force and effect as the decreets of the Lords of Session formerly had.

Abbot Mylne was appointed the first President, and the new Court commenced its sittings in the presence of the King, on the 27th of May 1532. It then consisted of sixteen Lords, including the Lord Chancellor and the Lord President. Although at that time the duties of the President of the College of Justice, or Court of Session, could not have been so onerous as they have now become, yet even then the office was a very responsible one, and much of the labour of organizing a new Supreme Civil Court devolved upon the President during the sixteen years (1532-1548) that he held that high office.

Soon after his appointment as President of the College of Justice, Abbot Mylne performed the good service of having the Muniments of the Abbey of Cambuskenneth transcribed, as has been already related.

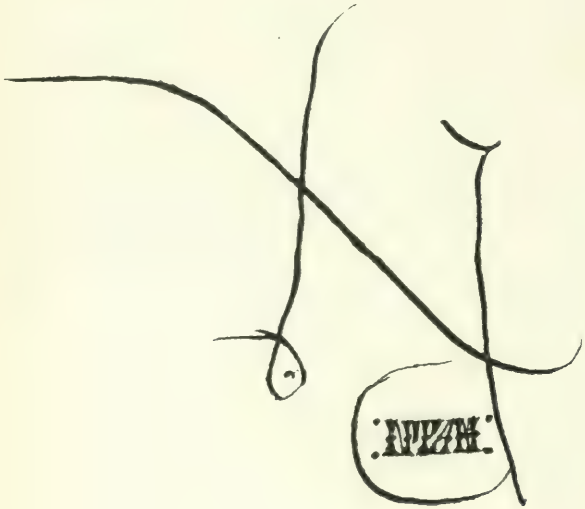
[1] The Acts of the Parliaments of Scotland, vol. ii. p. 295.

During several years after his appointment as President of the Session he was elected one of the Lords of the Articles in Parliament; and he was appointed by King James the Fifth to be administrator of the revenues of the Abbey of Holyrood and of the Priory of St. Andrews, which were provided to the two natural sons of the King.[1] From the esteem in which he was held by his Sovereign he might have been elevated to a bishopric, had his inclination for such lain in that direction.

Abbot Mylne's last attendance as Lord President of the Court of Session was on the 20th of February 1548. He probably died soon after, as he was succeeded in the office of President of the Session by the Bishop of Orkney, on the 24th of February 1549.[2]

In his younger days Mylne must have passed much of his time in a *Scriptorium;* and there acquired the taste for ornamental penmanship which adhered to him after his elevation to high offices, and contributed to the elegance and profuse illumination of the Register of Cambuskenneth. While he was Rector of Lundeif, he also held the office of scribe to the chapter of the church of Dunkeld. This appears from a lease by George, Bishop of Dunkeld, to George Master of Angus, and the Lady Elizabeth Drummond, his spouse, of the teinds of Boncle and Preston, dated 6th August 1505, to which Alexander Mylne is a witness, and in which he is designated Rector of Lundeif, scribe of the chapter of

[1] Epistolæ Regum Scotorum, vol. ii. p. 72. [2] Acta Dominorum Concilii et Sessionis.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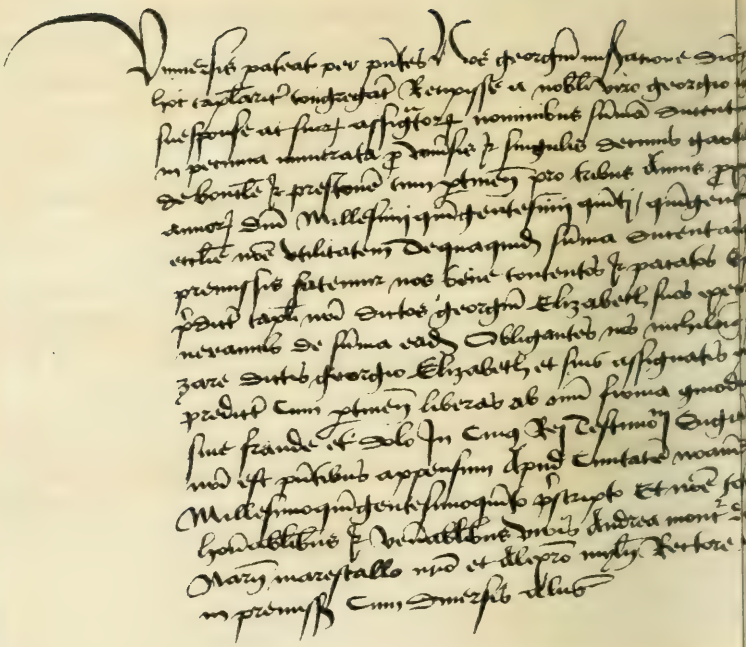
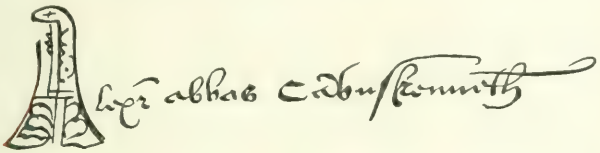


the Cathedral of Dunkeld, and notary in the premises.[1] He was a prebendary of the Cathedral of Dunkeld.[2]

The subjoined facsimile of the signature of Abbot Mylne, on 15th April 1524, containing the elaborately formed letter A, shows that his early training long adhered to him.



In his latter years he appears to have devoted his leisure time to literature, and his connexion with the see of Dunkeld led to his writing a history, in the Latin tongue, of the lives of the Bishops of Dunkeld, from the year 1127 to 1515. It is dedicated to Gavin Douglas, Bishop of Dunkeld, of whose life it gives an interesting narrative. It is engrossed in a distinct hand, and is ornamented by an illuminated frontispiece, containing the royal arms of Scotland, with the arms of Bishop Gavin Douglas, etc., all bearing evidence, like the Register of Cambuskenneth, to the taste of the author.[3] The original manuscript of this work, or an early copy, is in the Library of the Faculty of Advocates at Edinburgh.

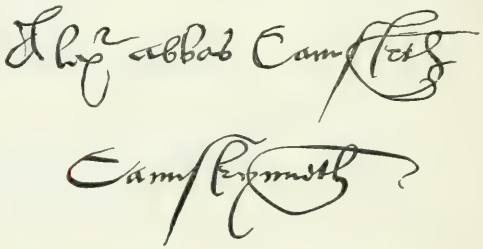
[1] Original Lease in Douglas Charter-chest.

[2] Vitæ Episcoporum Dunkeldensium, edit. 1823, 4to, p. 2.

[3] The work was first printed in the year 1823, for the members of the Bannatyne Club, under the editorship of Mr. Thomas Thomson, then the Vice-President of that Club. The volume extended to 77 pages quarto. Another edition was printed, by subscription, in the year 1831.

Abbot Mylne is said to have been succeeded in his office by George Lockhart. The only authority for this statement is the MS. at the end of Macfarlane's Transcript of the Register of Cambuskenneth. But Lockhart died before Mylne, and the mistake appears to have arisen from misreading a statement in Knox's History, under the dates of 1530-1534, where it is said that among the auditors of the sermon of Friar William Arth, in the parish church of St. Andrews, which, from its alleged heretical character, had created much excitement, were "Maister George Lockhart, the Abbot of Cambuskenneth," and others. Lockhart and the Abbot of Cambuskenneth are here two distinct persons. Lockhart was for some time Provost of the Collegiate Church of Crichton, in Midlothian, and afterwards Rector of the University of St. Andrews, from 1521-1525. He was subsequently Dean of Glasgow, where he died, on 22d June 1547.—(Registrum Episcopatus Glasguensis, Obituary, vol. ii. p. 614.)

Subjoined are facsimiles of two signatures of Abbot Mylne,—the originals of which were adhibited by him as an auditor of the accounts of the Lord Treasurer in the year 1531-32.



XXVI. John Erskine, afterwards Lord Erskine and Earl of Mar, the Twenty-sixth Abbot, *c.* 1550.

This Abbot was the third-born son of John, fourth Lord Erskine, and his wife, Lady Margaret Campbell, eldest daughter of Archibald second Earl of Argyll. John Erskine is said to have been Commendator of Cambuskenneth, and also of the Abbey of Dryburgh and of the Priory of Inchmahome at the same time. There is evidence that he held the two last offices, and it is probable that he also held the first, although there is no contemporary evidence of the fact. If he did, it could have been only for a short time, as he succeeded to the title of Lord Erskine on the death of his father, in the year 1552. His two elder brothers, Robert and Thomas, who were successively Masters of Erskine, both died without lawful issue. The former was killed at the battle of Pinkie, on the 10th of September 1547, and the latter died in the year 1551. Robert Master of Erskine, the eldest brother, had a natural son, David, who was appointed Commendator of Dryburgh, and Thomas Master of Erskine, the second brother, had also a natural son, Adam, who became Commendator of Cambuskenneth, as will be afterwards shown.

On the succession of John Lord Erskine to the title and estates of Erskine, it is presumed that he ceased to be Commendator of Cambuskenneth.

XXVII. David Pantar, Twenty-seventh Abbot, 1552-1558.

This Abbot, who was eminent both as a statesman and as a scholar, was son of David Pantar, the elder brother of Patrick Pantar, who has been noticed as Abbot of Cambuskenneth, and Margaret Crichtoun, his wife formerly Countess of Rothes.

David Pantar's first preferment in the Church was to the vicarage of Carstairs, in the diocese of Glasgow. This appears from a letter which he wrote in Latin to Gavin Dunbar, Archbishop of Glasgow, and Lord Chancellor of Scotland, of which the following is a translation :—

David Pantar to Gavin, Archbishop of Glasgow, Chancellor of Scotland.

If you are not aware, most excellent Prelate, or if you have not yet distinctly understood, by what right the vicarage of Carstairs is due to me, you may very easily ascertain it from the Apostolic letter, which I (herewith) send to your Reverence, whereby it clearly appears that the Supreme Pontiff duly appointed me to that sacred office two years ago, on the resignation of Alexander Paniter, the then incumbent. When, therefore, you shall have been convinced of this, I beseech you, most reverend Prelate, by your dignity, which is the pillar of justice, by blood relationship, which should be a common pledge of good-will between us; in fine, by that unbroken good faith and friendship which you have ever found in me, that you will yield to equity. For, in the judgment of all men, you have always been distinguished by a remarkable zeal for what is just and good, by a hatred of injustice not less keen than steadfast; and lastly, by what is added as a crown to your other virtues, which are certainly very great, I mean by an incredible affection towards the votaries of learning. Wherefore, see to it that you may not seem in so small a matter to have lost, both your former fame and reputation, and those mental qualities which you have hitherto displayed to a nicety, or, as they say, *ad unguen*, in the most important affairs of the State. And that (object) will be most surely attained if you consider that, to commit an injury, as it is irrecon-

cilable with the duty of a great man, so it is not even allowed to the Supreme Pontiff with impunity. In fine, I pray that your Reverence will so do as you would wish to be done to you, if you were in my place. May God grant to your Reverence what He sees to be good. Farewell. Paris, 24th January 1541.[1]

David Pantar was afterwards made Prior of St. Mary's Isle in Galloway.[2] In February 1541 2, he was in France, but in what capacity does not appear.[3]

Two years subsequently he obtained the office of Principal Secretary of State. On account of his great learning and prudence he was sent to France, along with Sir John Campbell of Lundie, in March 1543,[4] and in the end of the same year he was commissioned by the Regent Arran to return to the Emperor Charles the Fifth the ensigns of the Knighthood of the Golden Fleece, according to the practice observed.[5]

John Knox, in his History of the Reformation, under the date 1543, notices the return of John Hamilton, Abbot of Paisley, from France to Scotland, and with him of Mr. David Pantar, who was afterwards made Bishop of Ross:—"The brut of the learnyng of these two, and thare honest lyiff," he adds, "and of thare fervencye and uprychtnes in religioun, was such that great espearance thare was, that thare presence should haif bene confortable to the Kirk of God. For it was constandlye affirmed of some, that, without delay, the one and the other wald occupy the pulpete and trewly preach Jesus Christ. But few dayis disclosed thair hypochrisye; for what terrouris, what pro-

[1] Epistolæ Regum Scotorum, vol. ii. pp. 136, 7, xcix.
[2] Hollinshed, p. 464.
[3] Epistolæ Regum Scotorum, vol. ii. p. 137.
[4] *Ibid.* p. 195.
[5] *Ibid.* p. 230.

misses, or what enchanting boxis thei brought fra France, the commoun people knew not."[1]

Pantar, who was a Privy Councillor of Regent Arran, was employed by Mary of Lorraine, the Queen-mother, to deal with Arran to resign the office of Regent to her, which he did on 10th April 1554, in presence of the Parliament.

In the year 1544, Pantar was again sent as ambassador to France. In the Treasurer's accounts for that year there is the following entry:—"Item, the third day of Aprile, gevin for vj^{c} (600) crownis of the Sonn of fynance deliverit in France to Maister David Panyter, Secretar Ambassatour thair, the sowme of viii^{c} x lib" (£810).[2]

He was again sent abroad on State affairs in the year 1545, as appears from a letter from the Regent to the Emperor Charles the Fifth and to Mary Queen of Hungary.[3]

About the same time, on the death of Robert Cairncross, Bishop of Ross, David Pantar became elect of that See. On his return from France, says Ruddiman, where he spent many years as ambassador, he came to Jedburgh, where, after he had declared to the Governor, in a full assembly of the nobles, the reason, manner and order of all things which he had transacted in that capacity, having been highly commended by all for the diligent, wise and upright manner in which he had filled so arduous a post, he was solemnly designated Bishop of Ross in presence of the nobility.[4]

[1] Knox's History, Wodrow Soc. edition, vol. i. p. 105.

[2] Accounts of the Lord Treasurer.

[3] Epistolæ Regum Scotorum, vol. ii. p. 248.

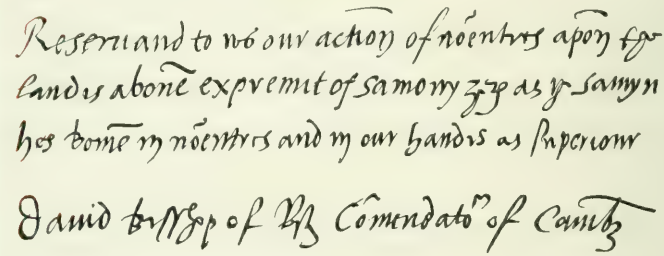
[4] *Ibid.* Preface.

In the year 1550, when peace was concluded at Boulogne between the Scotch, French and English, Pantar conducted the negotiations on behalf of his own country.[1] In the year 1552 he is stated to have been consecrated Bishop of Ross in a provincial synod of the clergy held at Linlithgow.[2] He retained the See of Ross till his death, and held at the same time the office of Commendator of Cambuskenneth, to which he was probably appointed soon after the resignation of John Erskine, on his succeeding to the title of Lord Erskine in the year 1552. This appears from a precept already referred to, which was granted by him as Commendator, for infefting William Murray of Polmaise in the Knoll. The granter of this precept is designed David, Bishop of Ross, and perpetual Commendator of the Monastery of the Virgin Mary of Cambuskenneth, and convent of the same, of the Order of St. Augustine, in the diocese of St. Andrews. The precept, which bears to be granted at the Monastery of Cambuskenneth on the 12th of April 1557, is subscribed by David, Bishop of Ross, Commendator of Cambuskenneth, and thirteen members of the convent, whose names have been given in the previous notice of this precept. Between the end of it and the beginning of the signatures, the Bishop wrote in his own holograph the following reservation: "Reseruand to ws our actioun of nonentres apoun the landis aboune expremit of sa mony zeris as the samyn hes beine in nonentres, and in our handis as Superiour."

"DAUID BISCHOP OF ROSS, Commendatour of Cambus."

[1] Annals of Scotland, by Sir James Balfour, vol. i. p. 296. [2] *Ibid.* p. 299.

As the precept is written in Latin, and the Commendator was an elegant and ready writer of that language, it is somewhat remarkable that he made this addition in Scotch.[1] A facsimile of reservation and the signature of the Commendator are here engraved.



It is mentioned by Knox, under the year 1557, that when the Roman Catholic clergy boasted that they would dispute with the Protestants, Mr. David Pantar, who then dwelt at Restalrig, dissuaded them from attempting anything of the kind, affirming "that yf ever thei disputed, but whare thame selfis war bayth judge and party, and whare that fyre and swerd should obey thare decrie, that then thare caus was wracked for ever. Thei will call yow to your compte booke, and that is to the Bible; and by it ye will no more be found the men that ye ar called, then the Devill wilbe approvin to be God. And therefor, yf ye love your selfis, enter never in disputa-

[1] Original Precept at Polmaise.

tioun; nether yitt call ye the mater in questioun; but defend your possessioun, or ellis all is lost." Knox adds, "Cayaphas could not give ane better counsall to his companizeons.[1]

Pantar died of a lingering illness at Stirling, on the 1st of October 1558.[2] John Knox having referred to the death of Andrew Durie, Bishop of Galloway in that year, says, that "after him followed that bellygod Maister David Pantar, called Bishop of Ross," who "departed eatting and drynking, which togitther with the rest that tharupon dependis, was the pastyme of his lyef."[3] This is scarcely consistent with the honest life and fervency of religion which Knox ascribed to Pantar when he had hopes of his preaching truly. Whilst the value of the Reformer's History of the Reformation in Scotland is acknowledged, it must be allowed that there is a tone of exaggeration in the pictures which he draws of the Roman Catholic clergy, which is perhaps natural in one so violently opposed to them. But the criticism in this case does not come well from the great Reformer, who in his last illness insisted that John Durie, one of the ministers of Leith, and Archibald Steward, who had come to visit him, should stay dinner, ordered a hogshead of wine which was in his cellar to be pierced for them, and desired Steward to send for some of it as long as it lasted, for he would not tarry until it was all drank.[4]

To David Pantar we are indebted for the second volume of

[1] Knox's History, vol. i. 266.

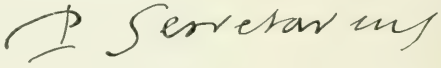
[2] Holinshed, p. 487.

[3] Knox's History, vol. i. p. 262. Sir James Balfour in his Annals of Scotland (vol. i. p. 312) stigmatizes the character of the Bishop in strong language.

[4] M'Crie's Life of Knox, edit. 1831, vol. ii. p. 221.

"Epistolæ Regum Scotorum," the first volume of which was written by his uncle, Patrick Pantar. In the Preface to that work, which was published in the years 1722 and 1724, in two vols. 8vo, Thomas Ruddiman, the editor, praises the learning and accomplishments of David Pantar, by whom many of these letters were written in the capacity of Secretary of State. The distinguished abilities which Pantar possessed, says Ruddiman, these letters abundantly show, being such as could have proceeded only from a man who was imbued with elegant learning, and also trained in the maxims of political wisdom.

Subjoined is a facsimile of the signature of David Pantar as Secretary, in the capacity of an auditor of the accounts of the Lord Treasurer, in October 1546. He was then described as Postulate of Ross.



XXVIII. Adam Erskine, Twenty-eighth Abbot or Commendator, 1562-1608.

John Lord Erskine obtained from Mary of Lorraine, Queen Dowager, Regent of Scotland, a gift of the Abbey of Cambuskenneth, with power to appoint to it an Abbot or Commendator. To give effect to what her mother had thus done, Queen Mary made a grant to him of the Abbey, dated 30th June 1562. By the same grant she appointed, in his name, and at his desire, his nephew, Adam Erskine, Chancellor of Glasgow, to the office of Abbot or Commendator of the Abbey of Cambuskenneth, with the same right as if the appointment had been made by the court of Rome. This grant, from the light which it throws on the transference of the Abbey to the Erskine family, is here given entire :—

"Marie, be the grace of God Quene of Scottis, to all and sindrie the fewaris, tennentis, occupiaris and inhabitantis of the abbacy vnderwrittin, landis, mylnis and fischeingis pertening thairto, and all vtheris oure liegis and subdittis quhome it efferis quhais knawlege thir oure lettres salcum, greting : fforsamekle as we, being rememberit that vmquhile oure derrest moder, and Regent of oure realme, having respect and regard to the gude, trew and thankfull seruice done to ws and oure said vmquhile derrest moder be oure traist cousing, Johnne Lord Erskin, gaif and disponit to him, and in his favouris, the Abbacy of Cambuskynneth, with the haill landis, fruitis and proffittis pertening thairto, and he to nominat and put sic qualifyt persone as he plesit to be Abbot or Commendatar to the samin, and directit oure supplicatouris to the Courte of Rome for obtening of prouisioun thairupoun as vse wes than : And now we being of will and mynd to performe the foirsaid gift and dispositioun maid be oure said vmquhile derrest moder, as said is : Thairfore, and for the gude, trew and thankfull seruice done and to be done to ws

be oure said traist cousing, haue gevin, grantit and disponit, and be thir oure lettres gevis, grantis and disponis to the said Johnne Lord Erskin, the said haill Abbacy of Cambuskynneth, with the landis, mylnis, fischeingis, kirkis, teyndis, fruitis and proffittis pertening thairto, and, in his name and desyre, hes nominatit, providit and promovit, like as be the tennour of thir oure present lettres nominatis, providis and promovis Maister Adame Erskin, Chancellare of Glasgw, In Abbot or Commendatar of the said Abbay, during all the dayis of his lyftyme, and will and grantis that this present nominatioun, promotioun and dispositioun is and salbe as vailzeable, and of als grat force, strenth and effect, to the said Maister Adame during his liftyme, as and he wer providit be provisioun hade thairto in the Courte of Rome thairupoun, with power to him, his chalmerlanis, factouris and seruandis, to intromet with the said Abbacy landis, mylnis, fischeingis, kirkis, mailes, firmes, fruitis, proffittis and dewiteis pertening thairto, and to dispone thairupoun, siclike and als frelie as onye abbot or commendatar dois and vsis within oure realme during the space foirsaid, butt onye reuocatioun, impediment, obstacle, or agane calling quhatsumeuir, quharefore we charge straitlie and commandis zow, all and sindrie, the saidis fewaris, tennentis, occupiaris and inhabitantis of the Abbacy foirsaidis landis, mylnis and fischeingis pertening thairto, and all vtheris oure liegis and subdittis foirsaidis, that ze, and ilkane of zow, reddilie answer, intend, obey and mak payment to the said Maister Adame, his chalmerlanis, factouris and seruandis in his name, present and to cum, off all and sindrie mailes, fermes, dewittis, teyndis, fruitis and proffittis pertening to the said Abbacy, and to nane vtheris during his liftyme, vnder all hieast, pane, charge and offence, that ze, and ilkane of zou, may commit and inrin aganis oure Maiestie in that behalf. Gevin vnder oure Priue Seale at Striuiling, the last daye of Junii, the zeir of God i^{m}v^{c}lxii zeris, and of oure regnne the twenty zeir."

"Per Signaturam." [1]

In virtue of this grant, Adam Erskine was soon put in possession of the Abbey, and on the 18th and 19th of January following gave to Duncan Nairn a lease of the teind-sheaves of the lands of Torbrex and Graysteal in the shire of Stirling,[2] to which the common seal

[1] Regist. Secreti Sigilli, vol. xxxi. 1561-1563, p. 25. [2] Original Lease at Polmaise.

of the Abbey is still appended. The seal contains a design of two compartments: The upper one is a Gothic niche, with a half length figure of the Virgin and infant Saviour. The lower compartment contains a group of six monks kneeling in prayer. The legend is, "Sigill' conventvs sc̃e Marie de Kambvskinel." An engraving of the seal is here given.

At the time of his appointment, Adam Erskine was a young man. Till he was of age, or able to manage the business of Commendator himself, he had a substitute in the management of the affairs of the Abbey in Andrew Hagy, a confidential secretary or servant of Lord Erskine, who acted as Iconimus and procurator of the Abbey.

In the record of the seisin given to John Lord Erskine of a tenement of land and garden in the "bak raw" of Stirling, upon 26th January 1561, he is named "Dominus Andreas Heygy, Iconimus de Cambuskynneth."[1]

The office of Iconimus having terminated, a discharge was granted by Adam, Commendator of Cambuskenneth, with consent of the Convent, in favour of his well beloved servitor, Andrew Hagy, dated

[1] Records of the Town of Stirling, vol. 1560 to 1564, in Town-Clerk's Office.

in the year 1562. It narrates that, by demission and provision of the late Queen Dowager Mary, the Regent, Hagy was appointed to the office of "Yconimus" and procurator of the Abbey, during the time that it was vacant and unprovided to Adam as Commendator, and that he had intromitted with all fruits, profits and emoluments of the Abbey, and thereupon had made sufficient reckoning of his intromissions to Adam as Commendator and his auditors, from whom he had power to that effect, showing clearly how they had been expended for the benefit of the Commendator and his Abbey. Adam, therefore, discharged Hagy of his whole intromissions.[1] By the 21st of April 1563, Adam Erskine had himself assumed the management of the affairs of his Abbey. On that date, as Commendator and parson of the parish of Campsy, he granted a discharge to William Livingston of Kilsyth, for two hundred merks Scots, in payment of the teinds of Kilsyth for the year 1563.[2]

After the Reformation the monks of Cambuskenneth continued to receive payments of grain from the Abbey lands. Dene Patrick Panter received yearly fourteen bolls of bear from William Mailler, tenant in the toun of Cambuskenneth, at the desire of Adam the Commendator; and that payment was to continue yearly during the lifetime of the Dene, in satisfaction of one part of his portion, besides £20 yearly, which was provided in satisfaction of another part of his portion. The obligation for these payments is dated 6th October 1563.[3]

[1] Original Discharge in the Mar Charter-chest.

[2] Records of the Town of Stirling, vol. 1560 to 1564.

[3] *Ibid.*

During the earlier years of the incumbency of Adam Erskine as Commendator, his chief, John Earl of Mar, Lord Erskine, built his palace at the head of the High Street of Stirling with the stones of the Abbey of Cambuskenneth. Part of this building still remains, and a description of it will afterwards be given.

Adam Erskine was sometimes employed in public affairs. An official letter from him to the Laird of Dun, younger, requesting him to urge his father, John Erskine, Superintendent of Angus and Mearns, to be present on the 15th of June 1579, at the Castle of Stirling, at the trial of the cause of the Earl of Atholl before the whole Council, is here given as a specimen of a missive letter in the sixteenth century :—

TREIST FREIND,—Eftir maist hairtlie commendatioune: ye sall wit that the Kingis Grace hes directed this missiue to the Laird your fathair to be heir vpone the fiftene day of this instant, and that for tryell of my Lord of Athollis pursseuing, and to that effect the King hes ordanit his haill coinsall to be heir present at the said day: Thairffoir ze sall do at ze can at your fatheris hand, to forder him heir with diligenss, for my Ladie Athoill, togidder with sindrie of my Loird of Athoilis freindis, is to be heir at the said day. I dout nocht bot ze will do thairin as ze tendir the Kingis estait, and my Lord of Mars weill and honour, for thair is sindrie gret materis to be intrettit at the said day, the quhilkes giff thay be weill handillit at this tyme, it sall put my Loird to the gretter rest. As for newis, I haiff nane bot sic as zour fathair sall lat yow wndirstand. The King nor my loirdis freindis can be content of ane excuis at this tyme. The rest referris to meting: Committis yow to God. Frome Striueling Castell, the tent day of Junij 1579.

Be youris assurit,

A. CAMBUSKYNETH.

To his maist assurit friend, the Larde of Done, Yongar.[1]

[1] Original Letter at Dun. Lithographed for this work.

The Laird of Dun, younger, to whom this letter was addressed, was apparently Robert Erskine, the eldest son of John Erskine of Dun, who had been appointed to the office of Superintendent of Angus and Mearns in the year 1560. John Knox had a great respect for the Superintendent, whom he describes as a person marvellously illuminated with religion; and with whom he had remained a month at Dun daily exercising in doctrine.[1]

In the year 1582, Adam, Commendator of Cambuskenneth, took part with his chief, John Earl of Mar, in the Raid of Ruthven. But, on the 29th November, in the following year, he and three of his domestic servants obtained a remission of that crime.[2]

Adam Erskine was involved in pecuniary difficulties, and, at the instance of his creditors, was denounced "rebel" and put "to the horn." By this proceeding his property was escheated to the Crown, and a gift of his escheated goods, dated 13th September 1593, was made by King James the Sixth to John Earl of Mar.[3]

On the 15th of November 1602, the Magistrates of Stirling ordained the Masters of the Hospital to borrow two hundred merks until Whitsunday next, that therewith the Abbot of Cambuskenneth might be satisfied of the arrears of maills claimed by him from the town, and for a perpetual right thereof to the poor of the Hospital in time coming, conform to the decreet-arbitral pronounced betwixt the

[1] Knox's History, vol. i. pp. 59-249.
[2] Regist. Secreti Sigilli, 1583-1584, vol. lxv. p. 4.
[3] Regist. Secreti Sigilli, 1593-1594, vol. lxvi. p. 206.

Abbot and the Town Chamberlain.[1] The claim here referred to on the part of the Abbot was probably in virtue of the grants made by King David the First, and subsequent sovereigns, to the Abbey, from the town of Stirling, and which had been paid for many years, as appears from the Chamberlain Rolls.[2]

Two years later, on 1st June 1604, the Magistrates of Stirling directed that the ford at the back of the Abbey, and beside the Blackwilly, be red and cleaned of the stones therein, which stopped the passage of the same.[3]

Having embraced the Reformed faith, Adam Erskine married Margaret Drummond, who was living as his wife in the year 1601.[4]

He died in or shortly before the year 1608, having held office for more than forty years, during which he granted many charters and leases of lands belonging to the Abbey. Among the last of these was a lease granted in the year 1605 to Robert Nairne, Advocate, of the teinds of Torbrex.[5]

To the close of his life Erskine suffered from pecuniary embarrassments. Shortly before his death he was declared rebel, and put to the King's horn; and after that event attempts were made by various parties to obtain the gift of the escheat of his goods. King James

[1] Records of the Town of Stirling, vol. 1597 to 1619. In the Macfarlane Museum at Stirling there is a piece of wood labelled—"Warranted a genuine piece of the old oak of Cambuskenneth Abbey."

[2] Vol. i. pp. 54, 65, 184, 209, 228, 233, 236, 329; vol. ii. pp. 150, 159, 185, 246, 253, 320, 326, *371, *373, *et seq.*: vol. iii. p. 165, *et seq.*

[3] Records of the Town of Stirling, vol. 1597 to 1619.

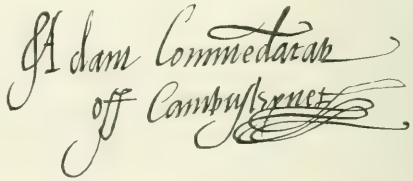
[4] Inventory of Mar Writs at Glenalmond College, Perthshire.

[5] Original Lease at Polmaise.

the Sixth, therefore, in a letter to Sir Gideon Murray, Deputy-Treasurer, ordered him to dispose of this escheat only to Sir James Erskine. The letter is as follows :—

TRUSTY and welbeloued Counsellour, wee greete yow well. Whereas the late Commendatour of Cambuskeneth deceased our rebelle and at our horne, and that wee are crediblie enformed that diuers persons for diuers intentes do go aboute to obteyne the guifte of his escheate, wee haue for diuers good reasons mouing vs thereunto, thought good by these presentes to wille and require you not to dispose nor expede his said escheate to any other sauing to our seruant, Sir James Areskine ; and this most earnestlie recommending to your specile care, wee bid you farewell. At Royston, the 27 of October 1613.

To our trusty and welbeloued Counsellour, Sir Gideon Murray of Elybanke knight, Deputy Treasurer of our Kingdome of Scotlande.[1]



[1] Original Letter in the Mar Charter-chest.

XXIX. The Honourable Alexander Erskine, Twenty ninth (titular) Abbot or Commendator, 1608-1640.

On the 31st of May 1608, the Honourable Alexander Erskine, third son of John Earl of Mar, Lord Treasurer, was appointed by the King Commendator of the Abbey of Cambuskenneth.[1] In an ecclesiastical sense this appointment was a mere formality, for all duties attached to the office had been previously abolished by law.

The grant was only intended to secure the temporalities which remained connected with the Abbey of Cambuskenneth, and the title to them did not long continue to rest on it. John Earl of Mar obtained from King James the Sixth a grant of the Abbeys of Cambuskenneth and Dryburgh, and of the Priory of Inchmahome, all which were erected into the temporal lordship of Cardross. Under this grant the Earl had the power of assigning the subjects included in it, and he bestowed on his fourth son, the Honourable Alexander Erskine, the lands of Cambuskenneth, by a charter, dated 23d August 1617, which is afterwards quoted in the account of the lordship of Cardross.

Although appointed to a nominally ecclesiastical office, Alexander Erskine was by profession a soldier; and rose to the rank of a colonel in the army. His death was caused by an accident, through which many others were killed at the same time. When stationed with

[1] Reg. Mag. Sig., Lib. xiv. No. 195.

the army of the Covenanters in the Castle of Dunglas, in East Lothian, he and Thomas, second Earl of Haddington, who was married to his youngest sister, Lady Catherine Erskine, and many others, knights, barons and gentlemen, were killed by an explosion of gunpowder on the afternoon of the 30th of August 1640. This explosion, according to tradition, was caused by an English page of the Earl of Haddington, who, having been taunted by the Scottish soldiers with the cowardice shown by his countrymen at the battle of Newburn, in revenge thrust a red-hot iron into the powder magazine, himself sharing the fate of his mockers.

On the 1st of September, Colonel Alexander Erskine and the Earl of Haddington, with his two brothers, Robert and Mr. Patrick Hamilton, were buried at Tyningham.[1]

Colonel Erskine died without issue, and was succeeded by his next brother, the Honourable Sir Charles Erskine of Cambuskenneth and Alva, knight. Sir Charles died at Edinburgh on 8th July 1663, and was succeeded in Cambuskenneth by his eldest son, Thomas Erskine. Thomas died, without issue, before the 3d of April 1672, on which date his next surviving brother, Sir Charles Erskine of Alva, knight-baronet, was served heir to him in the lands of Cambuskenneth, in the counties of Clackmannan, Fife, and Perth.[2] The instrument of sasine in favour of Sir Charles, as heir to his brother

[1] Records of the parish of Tyningham, in which the event is described as "that unhappie and lamentable exigence of the blowing up of the house of Dunglass by powder." The death of Colonel Alexander Areskine is specially noticed.

[2] Inq. Retor., xxxi. 158.

in these lands, is dated 16th, and was registered in the General Register of Sasines, 22d April 1673.[1]

Sir Charles Erskine of Cambuskenneth was created a baronet on 30th April 1666, and died before 24th February 1696, when his second-born, but eldest surviving son, John, was served heir to his father, Sir Charles, and was infeft in the lands of Cambuskenneth on the 2d of November same year.

The gift of a convicted thief to Sir John Erskine of Alva is a curious illustration of the state of the criminal law in his time. A brass collar was, some years ago, dragged up by a fishing-net from the river Forth, opposite to Chamberlain's lands in the parish of Logie, of which Sir John Erskine was the superior; and on this collar is the following inscription:—"Alex^{r} Steuart, found guilty of death for theft, at Perth, the 5th of December 1701, and gifted by the Justiciars as a perpetual servent to Sr John Areskin of Alva."[2]

The following account is given of the criminal Alexander Steuart, and other three criminals who were condemned at the same time: "At Perth, the 5th day of December 1701, the Commissioners of Justiciary of the south district, for securing the peace in the Highlands, considering that Donald Robertson, Alexander Stewart, John Robertson and Donald Macdonald, prisoners within the Tolbooth, and indicted and tried at this Court, and by virtue of the inquest returned guilty of death, and the Commissioners have changed their punish-

[1] Original Sasine amongst Muniments of Cowan's Hospital in Stirling.

[2] Original engraved Brass Collar in the Museum of the Antiquaries of Scotland.

ment of death to perpetual servitude, and that the said pannels are at the Court's disposal: Therefore the said Commissioners have given and gifted, and hereby give and gift the said Donald Macdonald, one of the said prisoners, as a perpetual servant to the Right Honourable John Earl of Tullibardine, recommending to his Lordship to cause provide an collar of brass, iron or copper, which by his sentence or doom, whereof an extract is delivered to the Magistrates of the said burgh of Perth, is to be upon his neck with this inscription: 'Donald Macdonald, found guilty of death for theft at Perth, December 5th 1701, and gifted as a perpetual servant to John Earl of Tullibardine.' And recommending also to his Lordship to transport him from the said prison once the next week; and the said Commissioners have ordained, and hereby ordain the Magistrates of Perth, and keeper of their Tolbooth, to deliver the said Donald Macdonald to the said Earl of Tullibardine, having the said collar and inscription conform to the sentence and doom aforesaid."[1]

The lands of Cambuskenneth were afterwards disposed of by Sir John Erskine to the Masters of Cowan's Hospital in Stirling. The contract of sale entered into between them is dated 29th of August 1709.[2]

[1] Original Statistical Account of the Parish of Alloa, vol. viii. pp. 599, 600.

[2] About twenty years previous to this purchase, the Magistrates of Stirling, as Masters of the Nether Hospital, purchased, in the year 1681, from Sir John Stirling of Keir, his lands of Southfield, which lie contiguous to the town of Stirling on the south-west side. The price was fourteen thousand merks, "and two hundred merks were to be given to the Lady in lieu of her gown, being ordinary in such bargains." No trace of the "lady's gown" appears in the sale of the lands of Cambuskenneth.—[Muniments of the Town of Stirling.]

After this sale a claim to the lands of Cambuskenneth was made on the part of William Erskine at Otterston, in the county of Fife. He appears to have been the only surviving son of the Honourable John Erskine, who was the fifth son of John Earl of Mar, Lord Treasurer, and of Margaret Inglis, heiress of Otterston. On 22d of June 1711, William Erskine expede a special service as heir of his uncle, Colonel Alexander Erskine of Cambuskenneth; and he was infefted in the lands of Cambuskenneth on the 14th of the following month.[1]

As William Erskine was a degree further removed from Colonel Alexander Erskine of Cambuskenneth than the Erskines of Alva, who made up a feudal title as heir to the Colonel in the lands of Cambuskenneth, no attention appears to have been paid to his claim.

The disposition of the lands of Cambuskenneth obtained by the Masters of Cowan's Hospital, was granted by Sir John Erskine of Alva, and others, and is dated 23d and 26th December 1709. In this deed the lands conveyed to them are described as comprehending the lands and teinds, parsonage and vicarage, of the barony of Cambuskenneth underwritten, vizt., the manor-place, tower and habitation of Cambuskenneth, with the yard, orchyard, dovecot, houses, biggings and pertinents, aikers and tower, and lands commonly called the Hood of Cambuskenneth, the Waird Damside, and lands of Craigie, and dovecoat, with the miln, miln lands, mul-

[1] Original Retour and Sasine amongst the Muniments of Cowan's Hospital; also Record of Retours, printed in 1863, p. 9.

tures, sequels and pertinents of the same, the salmon fishings of the water of Forth belonging to the lands disponed, and ferry boat of Hood, liberty and privilege of keeping the same, and the right of exacting the dues, rents and casualties thereof, as had been in use for several years bypast, with the teinds, parsonage and vicarage, of the said lands included, and the pertinents lying, by annexation, within the lordship of Cardross and shire of Clackmannan.[1]

The Masters of Cowan's Hospital have since continued to be the owners of the barony of Cambuskenneth. The alterations which were made by them on the Tower of the Abbey for its preservation will be afterwards noticed.

[1] Original Disposition among papers belonging to Cowan's Hospital, Stirling. In a recent question as to the salmon-fishings in the Forth, it is explained that the lands contained in that disposition are situated on the left bank of the Forth, and extend from a considerable distance, at least a mile above the shore or harbour of Stirling, as far down as the Ruddery Pow, about a mile below the shore of Stirling. The farm of Hood begins within the upper march mentioned at the point marked "Ferry," on the map referred to, and runs down near to the Ruddery Pow along the river side all the way.

THE ABBEY OF CAMBUSKENNETH AS PART OF THE LORDSHIP OF CARDROSS.

THE lordship and barony of Cardross was erected by King James the Sixth in favour of John, second Earl of Mar of the house of Erskine, by a charter dated 27th March 1604. It included, as fully described in the charter, all the lands, baronies, castles, towers, patronages, manor-places, mills, multures, salmon and other fishings, woods, parks, meadows, forests, teinds, teind-sheaves, annualrents, etc., which formerly belonged to the Priory of Inchmahome, and the Abbeys of Dryburgh and Cambuskenneth, with their right of patronage of the parish kirks, both parsonage and vicarage, of the said monasteries.[1]

This grant was made to enable that Earl the better to provide for his younger sons by his second Countess, Lady Mary Stewart, a cousin of the King, of whom his Majesty took great care.[2] There is a tradition amongst her descendants that Lady Mary was in the practice of making grievous complaints to King James the Sixth as to the state of dependence in which her second son, Harry Erskine, would be placed, as compared with his two elder brothers, one of whom, by the first marriage of his father, would succeed as Earl of Mar, and the other, the eldest son of Lady Mary, was Earl of Buchan through the heiress of that earldom; and that the King assured her that he would pro-

[1] Recited in Act of Parliament. The Acts of the Parliaments of Scotland, vol. iv. p. 343. Cardross is situated in the parish of Port Menteith and county of Perth. It is now the property of David Erskine, Esq., a descendant of John Earl of Mar.

[2] Crawford's Offices of State, p. 404.

vide for her second son, Harry Erskine; and his grant of the lordship of Cardross, it is said, was in fulfilment of that promise.[1]

In reference to the marriage of John Earl of Mar and the Lady Mary Stewart, their descendant, David Earl of Buchan, has recorded a tradition, that, according to the superstitious customs of the times, the Earl of Mar had listened to the nonsense of an Italian conjuror, who showed him a limning of a lady which, he said, Mar's future sweetheart and wife resembled, and Mar imagined that he recognised the same features in the daughter of the Duke of Lennox. He heard that she was destined by the King for another husband, and wrote a plaintive letter to James, saying that his health had even begun to suffer from the fear of disappointment. The King visited Mar and assured him, "Ye shauna dee, Jock, for ony lass in a' the land;" and forthwith arranged the marriage.

An Act of Parliament was passed on 9th July 1606, for the erection of the Abbeys of Cambuskenneth and Dryburgh, and the Priory of Inchmahome, into a temporal lordship, to be called the LORDSHIP OF CARDROSS, in favour of John Earl of Mar. The Act narrates that this was done in consideration of the good, true and thankful services done by John Earl of Mar and his predecessors in their great care, vigilance, and faithfulness in all things that tended to the advancement of his Majesty's honourable affairs, whereof the Earl and his

[1] The Editor was informed by the late Mr. Thomas Erskine of Linlathen that the tradition had been handed down in his family, which was descended from the marriage of John Earl of Mar and Lady Mary Stewart.

late father gave manifest proof in the worthy, memorable and acceptable pains taken by them in the education of his Majesty's most loyal person from his birth to his perfect age, and the like notable service done by the said Earl himself, in the education of his Majesty's dearest son, the Prince, his Majesty also remembering the prosperous journeys and expeditions which the said Earl had taken in embassies from his Highness, which he had discharged dutifully and speedily to his Highness's great contentment.

This Act refers to "The samyn monastereis and superstitiounis thereof being now abolishit, and the kirk landis of the samin now annexit to his Hienes Crowne." The Act also narrates that the said monasteries have been in all time heretofore commonly disponed by his Majesty's predecessors, "to sum that wer cum of the House of Erskeyne." The Act also ratifies the charter dated 27th March 1604, while it dissolves from the Act of Annexation of all kirk lands within the realm to the Crown, the lands, baronies, castles, etc., of the Priory of Inchmahome, and the Abbacies of Dryburgh and Cambuskenneth, and of new grants to John Earl of Mar, and his "airis maill and assignayis heretablie," the lands, baronies, etc., therein specified, which before belonged to the said religious houses. The Act erects the whole into the LORDSHIP AND BARONY OF CARDROSS, ordaining the manor-place of Cardross to be the principal messuage thereof.

The lands, baronies, etc., which before belonged to the Abbey of Cambuskenneth, included, as stated in this Act, the place and mansion

of Cambuskenneth, with houses, biggings, orchards, dovecots and crofts, the town lands, acres, and Huid[1] of Cambuskenneth, with the ward, etc. The other lands, fishings, patronages, etc., granted, are specified in the Act of Parliament, and have been already mentioned among the lands belonging to the Abbey.

The Act also "gives to the said noble Lord, his airis and successouris that salhappin to be provydit be him to the said lordschip and baronie of Cairdrois, the honour, estait, dignitie and prehemineence of ane frie Lord of Parliament, to be callit Lord of Cardrois in all tyme cumming."[2]

The Act states that the parish churches connected with the Abbey of Cambuskenneth and the other two Abbeys were for the most part destitute of preaching and comfort of the Word of God, in default of sufficient pastors and ministers for many years. The King commends to the Earl of Mar to provide the churches with learned ministers for instruction of the people in the true faith.

The Act contains a reservation in favour of Adam, Commendator of Cambuskenneth, of the rents, etc., of the lands granted, during his lifetime, as freely as he enjoyed the same before the date of the Act.

Following upon this Act, a charter by King James the Sixth was granted in favour of the Earl of Mar, dated 10th June 1610, granting the whole lands, etc., to be called the LORDSHIP AND BARONY OF CARDROSS, constituting him and his heirs-male, assignees

[1] This is misprinted "*hinde*" in the Act of Parliament (vol. iv. p. 345, col. 17).

[2] The Acts of the Parliaments of Scotland, vol. iv. p. 343.

I hon ſlaitis your long absence hes maid me ſa to lang that i haue
nou thocht guid as for readiest remedie of the ſame ye writ
ane letter to me desiring to cum & uisie me in respect of youre
lang absence bue ony offence as likwaies ane other to the duik
desiring him not to be ane hinderer thairto: the cause quhyre
ſall do this the ſhiray bearar heirof will ſhaw you mair at large
(quhom ye ſall credit) bue not at lenth for his toung is our ſchort.
fair weill.

youre auld maister
not forgetfull.

James R.

lady minny this is to schaw you that I haue re-
ceiuit your fruite & thankes you therfor &
is readie for mee quhen ye pleis to send them
& sall gif as few by me as I may. & I will
not trouble you farther quhill meeting quh
sall be as gentlie as I may god willing. and
sa fair ye weill as I do this 8 to god.

James R.

and successors therein, free lords and barons of the same, with the honour, title, dignity and right to a seat and vote in Parliament.[1] Other two charters of the lordship of Cardross were granted by the Crown, on 10th April 1615 and 14th July 1634, both in favour of John Earl of Mar.[2]

John Earl of Mar built the principal suite of apartments in the house of Cardross, to give a suitable reception to his Majesty, who visited the Earl there. The King and the Earl having been educated together, under the widow of the Regent Mar, Annabella Murray, there was a life-long intimacy and attachment between the Sovereign and the subject. The King, in his juvenile letters, familiarly addressed him as "Jhon Slaitis," and his mother was called "Lady Minnye."[3]

This Earl assigned the lordship and peerage of Cardross to Henry Erskine, his second son, by his marriage with Lady Mary Stewart, and to the heirs-male of his body, reserving to himself the liferent. He did not, however, include Cambuskenneth as part of the lordship assigned to his son Henry. It was assigned to Alexander Erskine, third son of Lady Mary. The assignation was dated on 30th January 1617, and it was confirmed by charter by King James the Sixth, under the Great Seal, on 13th March following. Henry Erskine was thereafter styled "fear of Cardross,"

[1] Reg. Mag. Sig., Lib. xlvi. No. 262.

[2] *Ibid.* Lib. xlvii. No. 490; Lib. xlviii. No. 411, *et* Lib. lv. No. 3.

[3] Original Letters in the Mar Charter-chest. Facsimiles of two of these letters are here given.

but having predeceased his father, in the year 1628, he never enjoyed the peerage of Cardross. Henry's only son, David Erskine, succeeded to the peerage on the death of his grandfather, John Earl of Mar, on 14th December 1634; and the peerage of Cardross is now held, as a male dignity, by his collateral heir, the Earl of Buchan.

The charter by the Earl in favour of Alexander Erskine, dated 23d August 1617, grants the place, tower and mansion of Cambuskenneth, with gardens, etc., and the hude of Cambuskenneth, with the waird, damside and naket land, the lands of Craig, with milnlands, the land of Cambus, with milnlands, the lands of Bandaith, Cuikispow, and Muretoun, with the teinds of the lands, all lying by annexation within the lordship of Cardross and county of Clackmannan. The liferent of part of the lands is reserved to Lady Mary Stewart, Countess of Mar. The lands were to be held by Alexander Erskine and his heirs-male from the Earl of Mar, of the King, as superior, in place of the Commendator and Convent of the Monastery of Cambuskenneth, in virtue of the Act of annexation of all Church lands to the Crown. That charter was confirmed by King James the Sixth by a charter, under the Great Seal, 2d April 1619.[1]

Colonel Alexander Erskine of Cambuskenneth was killed at Dunglas in the year 1640, as previously stated. The succession of the Erskines of Alva, as the collateral male heirs of the Colonel in the lands of Cambuskenneth, has also been described.

[1] Reg. Mag. Sig., Lib. xlix. No. 216.

"MAR'S WARK" IN STIRLING.

At the head of the Broad Street of Stirling are the remains of a conspicuous building, popularly known as "Mar's Wark," from the name of the founder, John Earl of Mar, Lord Erskine, Regent of Scotland, who built this house about the year 1570. To the disciples of the new faith the monasteries had lost all sacredness, and the using of the stones of the Abbey of Cambuskenneth for this new fabric would be regarded as profane and sacrilegious only by the friends of the old religion. The building was probably left unfinished. It was sometimes occupied by the Earl of Mar, who was commander-in-chief of the insurrection of 1715. The front wall is the only portion which remains. Above the main-entrance door the full Royal armorial bearings of Scotland are still entire, and on the two flanking towers, on either side of the principal entrance, are the respective armorial bearings of John Earl of Mar, being quarterly Mar and Erskine, and also those of his Countess, Annabella Murray of Tullibardine, being the three stars of Murray. The style of architecture of this building is very peculiar, as may be seen from the drawing of it here given. It has some resemblance to that of the Castle of St. Andrews. The stones of "Mar's Wark" have the appearance of having been used in a building of an earlier date, and several of them have an ecclesiastical aspect. There is little doubt that John Earl of Mar, who was the owner of Cambuskenneth, by the grant from Queen Mary before quoted, had used in building

his new house the ready-made materials of the old house of Cambuskenneth. This accounts for the entire disappearance of the Abbey buildings, with the exception of the Tower. There is no written evidence known of the transference by Lord Mar of the materials from the Abbey for his new house; but about half a century later it was considered a laudable object to take away some of the remaining freestones of the Abbey for the purpose of repairing Cowan's Hospital in Stirling. In the accounts of that Hospital for the year 1637, the following entry occurs:—"Spent with Sir John Erskine and the Provost, when we were desiring Sir John to speak his mother for libertie to transport some freestones from the Abey to the Hospitale, £1, 10s."[1]

Sir John Erskine here mentioned was probably the fifth son of John Earl of Mar and of Lady Mary Stewart, his Countess, who would be the lady to be spoken to for permission to transport the freestones, as she had the liferent of the lands of Cambuskenneth, under the charter of these lands in favour of her fourth son, Colonel Alexander Erskine, already quoted.

"Mar's Wark" forms part of the entailed earldom of Mar. The late Earl of Mar and Kellie, by feu-contract, dated 20th and 23d March 1857, feued to the Magistrates of Stirling that piece of ground adjoining the churchyard and attached to the church of Stirling, comprehending the two portions of ground known as Lady's Hill and Mar's Wark garden, with that great building or tenement in Stirling

[1] Accounts of Cowan's Hospital in the Town-Clerk's Office, Stirling.

MAR'S WARK, STIRLING.

THE MOIR I STAND ON OPPIN HITHT
MY FAVLTIS MOIR SVBIECT AR TO SITHT.

I PRAY AL LVIKARIS ON THIS LVGING
VITH GENTIL E TO GIF THAIR IVGING.

ESSPY·SPEIK·FVRTH·AND·SPAIR·NOTHT
CONSIDDIR·VEIL·AND·CAIR·NOTHT.

LINES CARVED ABOVE TWO FRONT DOORS AND ONE BACK DOOR
OF MARS WARK.

called the New Work, and that little building near the church of Stirling, and containing, exclusive of the New Work, one acre thirty falls and two ells Scotch.

The garden behind "Mar's Wark" has since been tastefully laid out as a cemetery; and from the Lady's Hill splendid views are obtained of the "beauteous realms of fair Menteith," and the distant hills in the shires of Perth and Argyll.

John Earl of Mar, by the removal of the fabric of the Abbey of Cambuskenneth, to build a new "wark" for himself in the time of many adherents of the old faith, had occasioned remarks on the supposed sacrilege to which the lines carved above the door of his new house may have some reference :—

THE MOIR I STAND ON OPPIN HITHT,
MY FAVLTIS MOIR SVBIECT AR TO SITHT.

I PRAY AL LVKARIS ON THIS LVGING,
VITH GENTIL E TO GIF THAIR IVGING.

ESSPY . SPEIK . FVRTH . AND . SPAIR . NOTHT .
CONSIDDER . VEIL . AND . CAIR . NOTHT.

ROYAL AND EMINENT PERSONS BURIED AT CAMBUSKENNETH.

In the Bull of Clement the Third, dated at the Vatican on the 13th May 1195, and addressed to Nicholas, Abbot of the Church of St. Mary of Stirling, there was granted, among other privileges, the right of free burial in Cambuskenneth to such as, from feelings of devotion, should desire to be there interred.

The successive abbots and monks of the Abbey, as well as many persons connected with the district around it, no doubt found their last resting-place within its precincts from a very early period, although there is now no trace of a cemetery connected with the Abbey.

Walter Earl of Menteith selected Cambuskenneth as his burial place; and on 6th April 1496, at Stirling, King James the Fourth confirmed, by a charter to the Abbey, a grant of the church of Kippen, made to it by the deceased Walter Earl of Menteith, and Alexander, his eldest son, and Matilda, his spouse, for their selected burial places in the Abbey.

It is somewhat remarkable that the Earl of Menteith should have chosen Cambuskenneth for this purpose. His ancestors had founded, in the beautiful lake of Menteith, the Priory of Inchmahome, close to their mansion of Talla, situated on another island in the same lake, and Walter Stewart, Earl of Menteith, and his spouse, the Countess of Menteith, were interred at the high altar of the Priory of Menteith, among the ruins of which there is still preserved a recum-

bent monument on which is carved the shield of Earl Walter, bearing the well-known bend-cheque of the Stewarts of Menteith. The sequestered and sheltered Priory of Inchmahome with which they were so intimately connected, seems a more natural place of sepulture for his descendants than the distant Abbey of Cambuskenneth.

It has been surmised that the Earls of Menteith, previous to the time of Earl Walter of the house of Stewart, had their burial-place in the church of Kippen, which is situated within the earldom; and Earl Walter may have selected Cambuskenneth in its stead, as more suitable to the dignity of his family.

In the year 1521, the Bishop of Dunblane, by a commission from the Prior of St. Andrews, Vicar-General during the vacancy of the See, dedicated with due solemnities the Abbey Church of Cambuskenneth and the two cemeteries thereof, at the east and west end, with the chapter-house and enclosure. John Lord Erskine and other persons of distinction were present and concurred in the dedication.[1] No trace of the two cemeteries then consecrated has been visible for many years.

The most distinguished persons who were interred at Cambuskenneth were King James the Third and his spouse, Queen Margaret.

The circumstances connected with their death and burial at Cambuskenneth have recently been investigated with much care and accuracy.[2] Queen Margaret died at Stirling, and was buried in the

[1] *Infra*, p. 122, No. 92.

[2] Proceedings of the Society of Antiquaries of Scotland, vol. vi. Part i. pp. 14-33.

Abbey of Cambuskenneth on the 27th or 29th of February 1486-7.

As the King fled from the field of Sauchieburn, his horse taking fright at the noise caused by a pitcher dropped from the hand of a terrified woman who was taking water from a well, he was thrown violently on the ground,[1] and was so much injured by the fall and oppressed by the weight of his armour that he fainted. The miller and his wife rushed out of the mill, which was close by, carried him into their house and covered him with a cloth to conceal him from his enemies, who were in hot pursuit. When the unfortunate King recovered his senses he called for a priest to hear his confession. To his rustic hosts, who inquired his name, he replied, "I was your King this morning." Alarmed at the announcement, the poor woman ran out calling loudly for assistance to the King. Some of the rebels who happened to pass at the moment heard her cries, and, according to tradition, one of them, a follower of Lord Gray, a priest by profession, exclaimed, "I am a priest. Where is the King?" He was led into the room where the King lay hid, and kneeling down beside him asked if he thought he might recover by the help of surgery. "I believe that I might," answered James; "but let me have a priest to hear my confession and to bring me the eucharist." The traitor, it is said, heard his confession, and then basely stabbed him to the heart.

[1] James rode on this occasion a swift grey charger, which had been presented to him by Lord Lindsay of the Byres.

The spot where this regicide was perpetrated is well known by the name of Beton's Mill, from the name of the tenant who then occupied it, and stands on the east side of Sauchieburn. It is now a dwelling-house, the lower part of the walls only being the same as when the King found shelter within them.

As his Queen had shortly before been interred at Cambuskenneth, which was within a few miles of the scene of his death, his body was conveyed to the Abbey, and his funeral obsequies were solemnly performed there on the 25th of June 1488, exactly fourteen days after the battle of Sauchieburn.

James the Third had appointed a chaplain to sing masses for Queen Margaret: and, after his death, his son appointed a chaplain

to sing masses both for his father and mother. These duties, as appears from the payments made to the chaplains for their services, continued to be performed from the year 1488 to the year 1560, when, on the establishment of the Reformed faith, all such ceremonies were strictly forbidden.

King James the Fourth, as he advanced in years, lamented the fate of his father, and smitten, it is said, with remorse for the part which he had been led to take against him, was in the habit of wearing an iron girdle around his body by way of penance. He also ordered masses to be performed for his father. In a charter granted by King James the Fourth, on 6th April 1496, in favour of the Abbey of Cambuskenneth, the King thus refers to the final resting-place of his parents:—

We therefore, in honour of Almighty God and of the most glorious Virgin Mary his mother, and for the welfare of the souls of our deceased most noble father and mother, James the Third and Margaret, his spouse, of happy memory, whom God assoilzie! whose bodies rest in our said Monastery, and for prayers to be offered up for them, and for us and our successors, for ever, approve, ratify, and confirm the gift conferred on the Abbey.[1]

From a feeling of reverence for the memory of his parents, King James the Fourth, long after the battle of Sauchieburn, intended that his own mortal remains should rest in the Abbey of Cambuskenneth, and between the years 1501 and 1511 employed workers

[1] *Infra*, p. 168, No. 129.

in stone and marble, painters and artists, to construct a *lair* or place of burial in the Abbey; and various payments to them appear in the accounts of the Treasurer.[1]

The intentions of King James the Fourth were frustrated by the fate of war. After his death, at Flodden, in September 1513, his body was taken to London; where his brother-in law, King Henry the Eighth, wished to pay royal honours to his remains by their interment in St. Paul's Cathedral. But as King James died while under excommunication by the Pope, this honour was denied him, and he was interred in the Abbey of Shene, or Richmond.

According to tradition, King James the Third and his Queen were buried at the high altar of the Abbey of Cambuskenneth. This spot was long believed to be indicated by a large thorn-tree, which has been specially mentioned by a traveller in Scotland as marking the royal graves. It was blown down by a gale of wind, after which a branch grew up close to the site of the original thorn.

This thorn served to guide the excavators who, on the 2d May 1864, began the exploration of the foundation of the Abbey. The results, so far as relates to the discovery of the royal graves, are thus recorded by Colonel Sir James E. Alexander:—"Between the high altar and the thorn-tree a slab of coarse blue marble, or mountain limestone, lay under the soil: it was in a slanting position, as if disturbed formerly; one corner of it was broken off, and it was also cracked across. What remained of the slab measured about five feet

[1] Treasurer's Accounts, 1501-1511, M.S., H.M. General Register House, Edinburgh.

square and seven inches thick. It had a hewn margin, and was hewn as a panel across its rough face. This was the usual royal tablet stone seen at Dunfermline, Dunblane, etc.[1] On close inspection bat-holes were seen with lead in them; these had held the monumental brass of which two portions were found, the one with the figure of a flower on it, the other marked with cross lines; the larger portion, with the inscription, had been torn off and removed.

"It was resolved to look for a vault under the slab. It was accordingly raised, and on digging down a few feet a large oak coffin was found, the feet touching the enclosure of the high altar, the head to the west. Inside the coffin was a skeleton, doubtless that of King James the Third. On being exposed to the air most of the bones crumbled to dust; some remained, fragments of the skull and of the lower jaw, two molar teeth, thigh-bones, etc. Moist clay surrounded the coffin, and this doubtless was the cause of its being preserved so long. The pieces of the coffin which remained showed the grain of the wood, oak, which probably was obtained from the neighbouring Torwood. On the left of the male bones were those of a female, and also those of a child. The three bodies had been disturbed before, perhaps for the purpose of plundering them of such ornaments as had been deposited with them. A small coffin ornament of metal was found, in shape like a flower. The bones were carefully laid aside for re-interment."

[1] Lately, at the Abbey Craig, the mountain limestone has been found. And this may be the quarry that produced the royal slabs and the freestone with which the old churches were built, and which also is being used for the Wallace Monument.

MONUMENT TO KING JAMES III & HIS QUEEN ERECTED BY QUEEN VICTORIA AT CAMBUSKENNETH.

The attention of Queen Victoria having been directed to the circumstances connected with the discovery of the remains of her ancestor King James the Third, her Majesty was graciously pleased to command that a suitable monument should be erected by Mr. Robert Matheson, Assistant-Surveyor of Works at Edinburgh. The monument having been completed, the remains of King James and his Queen were carefully deposited in a sarcophagus, and the mason work of the tomb finished on Saturday the 23d of September 1865.

It is of fine freestone, four and a half feet in height, eight feet in length, four and a half feet in breadth at the base, and three feet at the top. On the south side is the following inscription :—

IN THIS PLACE, NEAR TO THE HIGH ALTAR
OF THE ABBEY OF CAMBUSKENNETH,
WERE DEPOSITED THE REMAINS OF
JAMES THE THIRD, KING OF SCOTS,
WHO DIED ON THE 11TH OF JUNE 1488,
AND OF HIS QUEEN,
THE PRINCESS MARGARET OF DENMARK.

On the north side—

THIS RESTORATION OF THE TOMB OF HER ANCESTORS
WAS EXECUTED BY COMMAND OF
HER MAJESTY QUEEN VICTORIA,
A.D. 1865.

On the east end of the monument are sculptured the Royal Arms of Scotland, the Red Lion on a field of gold, surmounted by a crown and supported by unicorns, with the motto—In Defence.

On the west end are the Royal Arms of Scotland impaled with those of Denmark, surmounted by a crown, and surrounded by a wreath of thistles. On the top there is carved an antique cross.

A drawing of the monument is here given.[1]

Although King James the Fourth's intention of being buried in the Abbey was frustrated as already explained, it is probable that the costly sepulture prepared for him was used for his second and posthumous son, Alexander Duke of Ross. This son, who was born on the 30th of April 1514, some months after his father's death at Flodden, died suddenly at Stirling Castle on the 18th of December 1515, and, according to a MS. copied at the end of the Transcript of the Register of Cambuskenneth by Macfarlane, was buried in the Abbey Church. In that MS. he is called "Alexander Duke of Rothesay" (a mistake for Ross), "brother to James the Fifth, a child beautiful to admiration, and delightful, died at Stirling, and was buried in the Abbey Church of Cambuskenneth, 1515."

It has been supposed that Prince James, the eldest son of King James the Fourth, who was born at Holyrood-house on 21st February 1506 7, and who died at Stirling on 27th February 1507-8, was also

[1] In the Proceedings of the Society of Antiquaries of Scotland, vol. vi. Part i. p. 32, a drawing is given of the tomb erected by Queen Victoria; but by a mistake the antique cross on the top has been reversed.

interred at Cambuskenneth. There is no record that such was the fact, but it is probable that the remains of the infant prince were laid beside those of his grandfather and grandmother in the Abbey of Cambuskenneth, and in the lair which his father was then preparing for himself.

In the same MS. it is said that "George, second Earle of Huntley, died at Stirling the 9th of June anno 1581 [? 1501], and was buried at Cambuskenneth." This agrees with the statement of the historian of the family, that the Earl died at Stirling on 8th June 1501, and was buried at Cambuskenneth. His connexion with the royal family by his marriage with the Princess Annabella, daughter of King James the First, would account for his being interred in the royal tomb. The Earl at the time of his death held the office of Lord High Chancellor of Scotland.

A tradition, recorded by Sir James Alexander, states that Perkin Warbeck, the pretended Duke of York, who, in 1496, by command of King James the Fourth, married Lady Catherine Gordon, eldest daughter of the Earl of Huntly just mentioned, was buried at Cambuskenneth. Sir James adds, that Warbeck after his departure was not murdered by steel or poison at Pontefract Castle, but made his escape from it, and wandered to the Hebrides, where he was entertained by Macdonald, Lord of the Isles. From thence he was transferred to Stirling Castle, where he died after a residence of eighteen years. But for these statements he gives no authority. There is conclusive evidence that Perkin Warbeck was taken and executed at Tyburne,

and it is scarcely probable that after this his body should have been conveyed to Cambuskenneth.

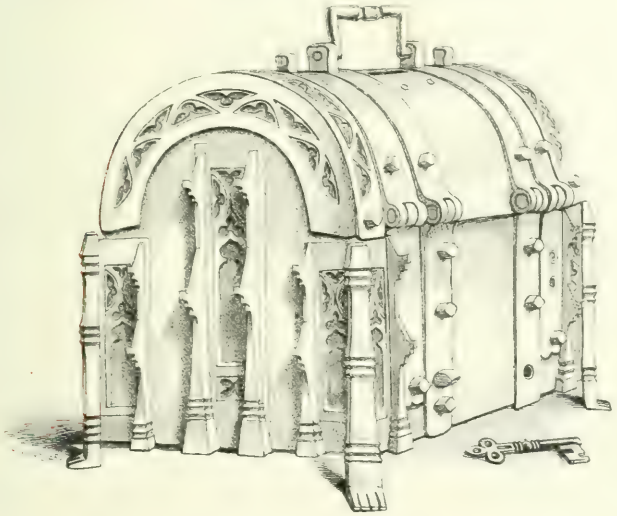
The noble house of Erskine, who were early benefactors to Cambuskenneth, had their burying-place in the Abbey at one time, as appears from the will and testament of John Earl of Mar, Lord Erskine, Regent of Scotland, in which he commends his soul to the mercy of God, assured of his redemption and salvation through Jesus Christ, and his body to be buried at the pleasure of God as becomes a Christian, in the kirk of Alloa, where he ordained an honourable sepulture to be made, "and the relicts of my foirbears that are in the Abbay of Cambuskynnyth to be transportit thair."[1]

The west end of the site of the nave of the Abbey of Cambuskenneth has long been used as a graveyard by the inhabitants in the village of Cambuskenneth and the neighbourhood. The entry to it is by the arch of the original west door of the Abbey, part of which is still entire. An engraving of the arch forms part of the title-page of the present volume.

With the exception of this arch, and the graceful tower, no part of the buildings of Cambuskenneth remains standing. That these were extensive, has been ascertained from careful excavations executed a few years ago by Mr. Mackison, then Superintendent of Works at Stirling, by whom a plan of the foundations was made, of which a copy is here given. In the course of his researches many carved

[1] Old copy of Will and Testament in the Mar Charter-chest at Alloa. The will was dated at Stirling, 9th August 1568.

stones, which had formed part of the building, were found, and drawings of some of these have been made for the present Work. Some years previously the coffer or alms-box, which is represented in the accompanying drawing, was found in the ruins. It is now in the possession of Mr. Joseph Paton, Dunfermline.



The Tower is nearly in the state in which it was at the time of the Reformation, except that the upper part was considerably altered when the building was repaired in the year 1865. An engraving of it is here given, made chiefly from the excellent drawing of Mr.

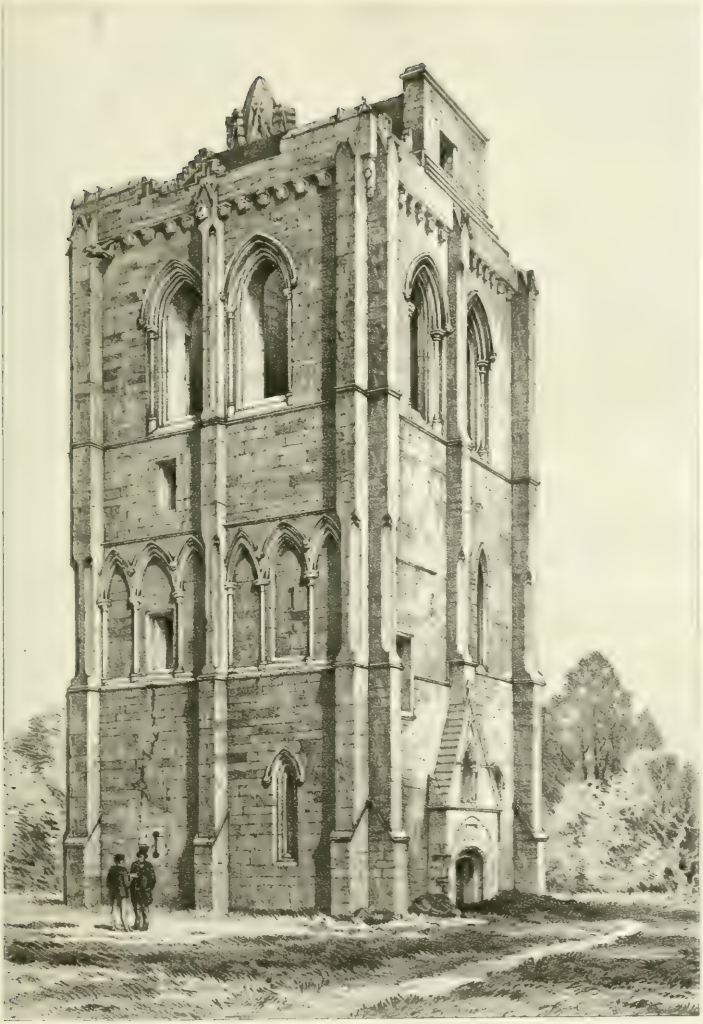
Billings, taken before the alteration took place ; and on comparing it with the restored building, although the antiquary may feel grateful to those who have done so much to preserve this relic of olden times, the architect will regret that in doing so more care was not taken to preserve its original character.

The Editor feels bound to acknowledge the great assistance which he has received from Mr. Roger Montgomerie, Advocate, without whose aid he could not, occupied as he is, have completed the Work within the time required.

In conclusion, the Editor takes the liberty of congratulating the Members of the Grampian Club on the liberality of the Marquess of Bute towards them, which is worthy of a lineal descendant of the Royal Founder of Cambuskenneth.

WILLIAM FRASER.

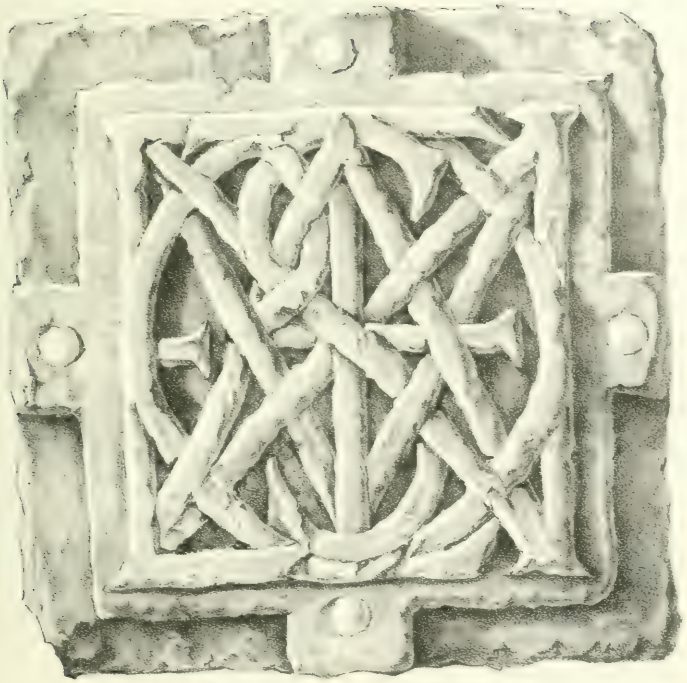
EDINBURGH, 32 CASTLE STREET,
12*th March* 1872.



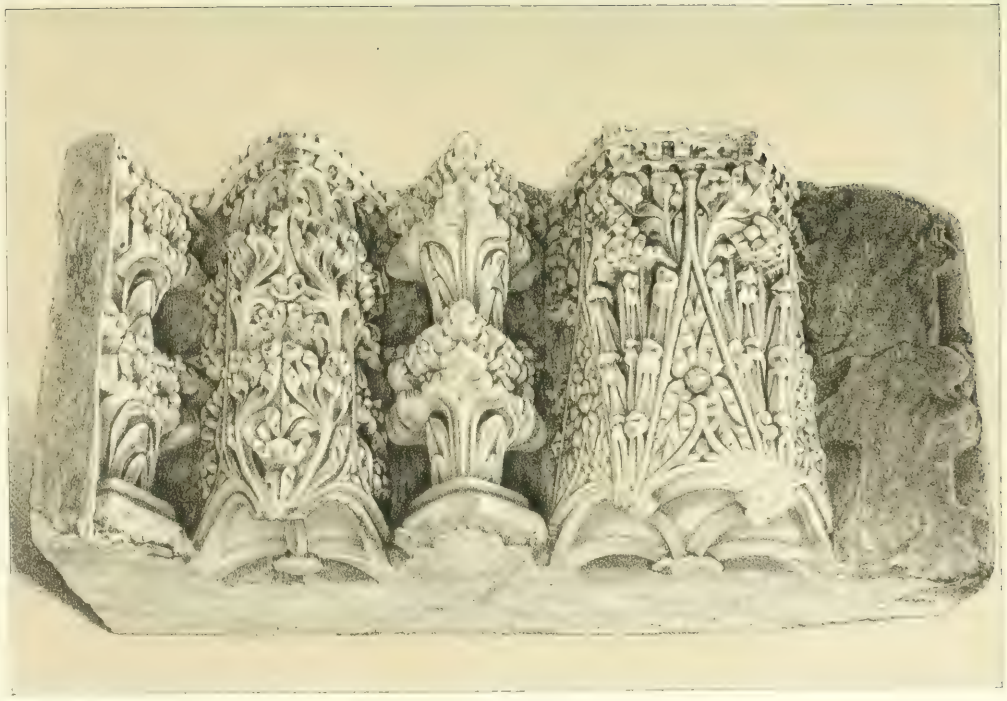
CAMBUSKENNETH TOWER.

CORBELS & GURGOYLES AT CAMBUSKENNETH

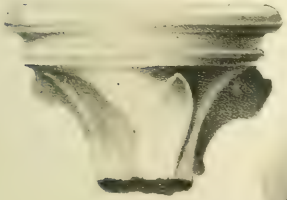
GROINING OF THE TURRET OF CAMBUSKENNETH TOWER.

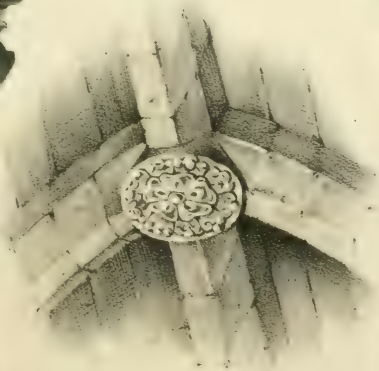


MONOGRAM OF CAMBUSKENNETH.

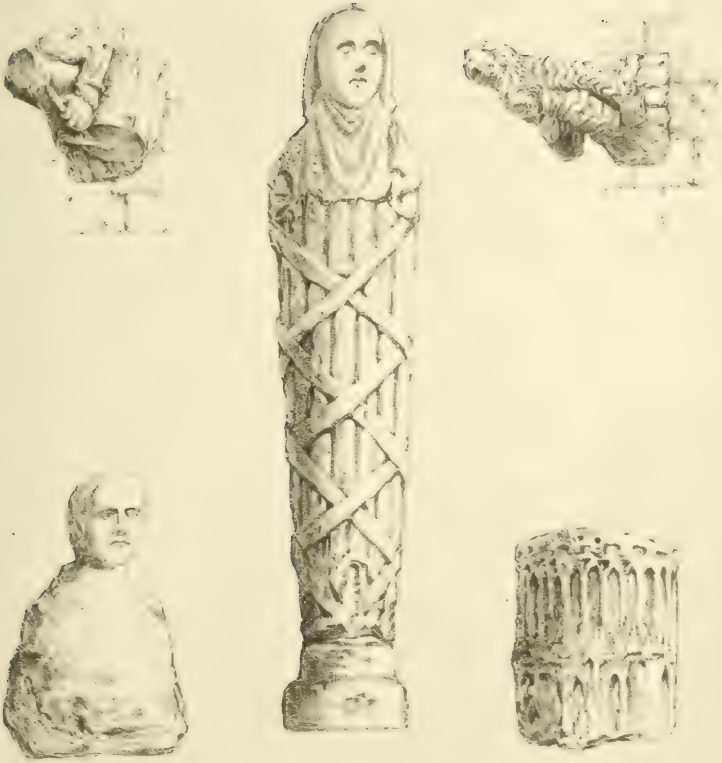


CANOPY OF MURAL PANELINGS: CAMBUSKENNETH ABBEY.

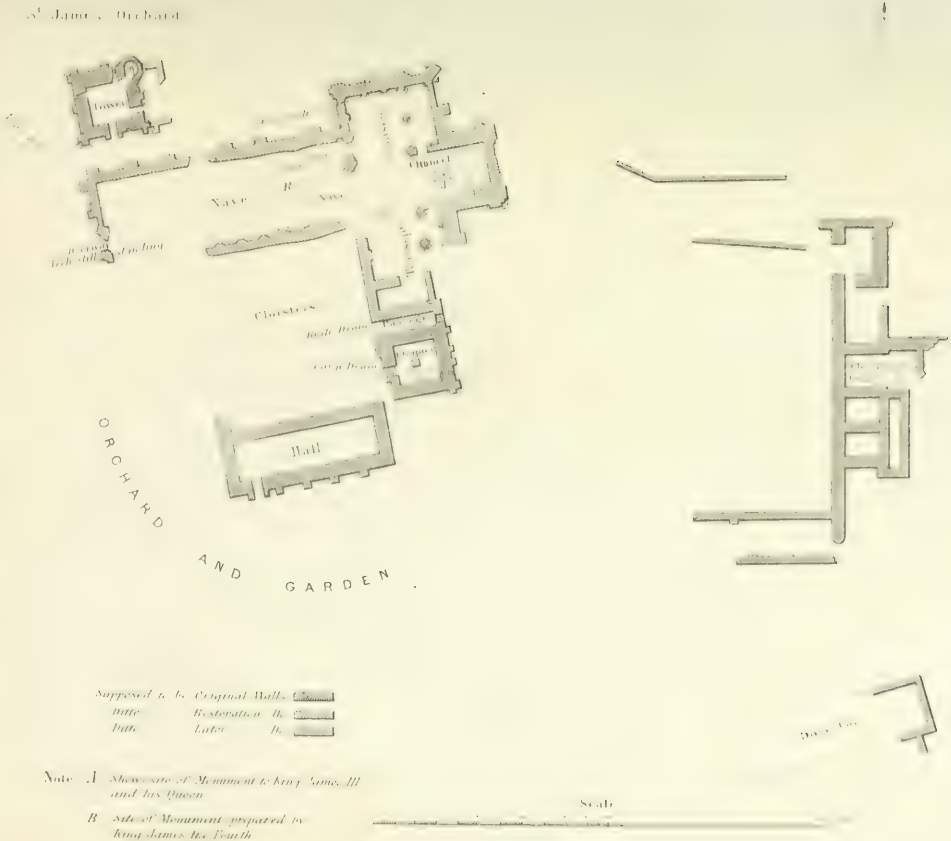




MOULDINGS, &c AT CAMBUSKENNETH.



CARVINGS AT CAMBUSKENNETH & MARS WARK.



PLAN OF THE FOUNDATIONS OF CAMBUSKENNETH ABBEY.

THE RIVER FORTH

FROM CAMBUSKENNETH TOWER

TABULA

	Fol. of MS. Register	Page of Print
REGISTRUM MONASTERII DE CAMBUSKENNETH,	1	1
ARRINGROSK.		
1. Confirmatio ecclesie et terre de Arringrosk per episcopum. 17th September 1281,	1	3
2. Resignatio ecclesie supradicte, 13th October 1282,	2	4
3. Institutio eiusdem ecclesie, 12th October 1282,	2	4
4. Confirmatio capituli Sanctiandree super ecclesia et terra ecclesie de Arringrosk, 7th September 1282,	3	5
5. Donatio molendini de Arryngrosk, 27th July 1295,	3	6
6. Confirmatio Roberti regis super molendino de Arryngrosk. 10th June 1324,	4	9
7. Saisina molendini predicti, 2d October 1295,	4	9
8. Carta de Arryngrosk, 4th February 1323,	5	10
9. De multura Arryngrosk, 2d December 1513,	6	13
10. Arryngrosk multure concordia et Sancte Marie acra, 21st November 1521,	8	15
11. Bulla domini abbatis de Cambuskynneth super molendino de Arryngrosk, October 1328,	11	23

		Fol. of MS. Register.	Page of Print.
	ALVETH.		
12.	Donatio Richardi de ecclesia de Alueth, [*c.* 1260,] . .	11	23
13.	De ecclesia de Alueth non tenemur presentare vicarium, 5th November 1260, ...	12	24
14.	Alueth terra ecclesiastica, 14th February 1272, . . .	12	24
15.	Donatio ecclesie de Alueth per Hugonem episcopum Dunkeldensem, [*c.* 1180,]	12	25
16.	Donatio Willelmi regis Scotie ecclesie de Alueth, [*c.* 1180,]	13	26
17.	Alueth ob visitationem episcopi vltra numerum et fructuum sequestrationem, 13th February 1394, ...	13	26
	HARTH.		
18.	Donatio terre de Harth, [*c.* 1214,]	14	29
	ALWAY.		
19.	Contra capellam de Alway, 20th May 1409, . . .	14	29
20.	Acquittancia Henrici abbatis Cambuskynneth de officio thesaurarii, 16th August 1495, ...	15	31
21.	Instrumentum de capella de Alway, 15th May 1401, .	16	32
	ARRINGROSK.		
22.	Arringrosk capellanie fundatio per Andream Murray de Balward militem, 1st October 1527, ...	17	34
	BULLS.		
23.	Prima Bulla protectionis et confirmationis ordinis monasterii nostri et possessionum de Cambuskynneth, 30th August 1147, ...	19	38
24.	Secunda Bulla Originalis, 5th December 1164, . . .	20	40
25.	Tertia Bulla originalis protectionis et inhibitionis ecclesiarum terrarum et aliarum possessionum, 13th May 1195, .	21	42
26.	Bulla protectionis et inhibitionis ecclesiarum terrarum et		

aliarum possessionum monasterii de Cambuskynneth, 6th May [1207,]	23	47
27. Bulla confirmationis omnium libertatum et privilegiorum a Romanis pontificibus et regibus concessorum, 27th July [1201,]	24	48
28. De possessionibus et bonis fratrum vel conuersorum nostrorum petendis et habendis, 18th January [1268,] . . .	24	49
29. Bulla protectionis generalis possessionum aliorumque bonorum, 5th January [1268,]	25	50
30. Bulla protectionis et inhibitionis contra vadiatores captores et detentores bonorum de Cambuskynneth, 18th January [1268,]	25	50
31. Bulla de prouisionis pensionum seu beneficiorum non faciendo, 27th July 1201, ...	26	51
32. Bulla in qua conceditur abbati vti mitra annulis et populum benedicere, 22d March [1406,]	26	52
33. Bulla reuocationis quarumcunque possessionum qualitercunque alienatarum continens capitulum ea que de bonis, 27th February [1380,]	26	53
34. Bulla dispensationis cum proprietariis cum injectionibus manuum et aliis transgressionibus, 5th January [1381,]	27	54
35. Bulla ea que de bonis per Patricium Calenter, 4th June 1433,	27	55
BALCORMOK.		
36. Donatio quatuor bouatarum terrarum de Balcormok, [*c.* 1178,]	28	56
37. Alia carta de Balcormok, [1195-1214,]	28	56
38. Confirmatio Willelmi regis super predicta terra de Balcormok, [1180-1214,]	28	57

	Fol. of MS. Register.	Page of Print.
BERWICK.		
39. Carta de Berwico, 20th October 1324, ...	29	57
40. Carta de terra Berwici, 20th October 1324, . . .	30	59
BUTHKENNER.		
41. Buthkenner soluendi preceptum, 17th September [1317,] .	31	61
42. Preceptum vicecomitibus de Striueling per Dauid regem de octo libris et quinque denariis et sex celdris frumenti de Bothkenner et de decimis firmarum de Atheray, 20th November [1344,]	31	61
43. Buthkenner frumento additur celdra per Dominum Abbercornum, 4th October 1363, ...	31	62
44. [De] Buthkenner septem celdrarum frumenti reddendo preceptum, 2d September [1424,]	32	64
45. Buthkenner frumentum septem celdrarum pro quinque mittatur, 23d September 1459, ...	32	64
BLARE.		
46. Donatio Willelmi episcopi Sanctiandree super centum solidos ecclesie de Blare, [*c.* 1215,]	33	65
47. Confirmatio prioris Sanctiandree et conuentus super centum solidis ecclesie de Blar, [*c.* 1215,]	33	66
48. Bulla centum solidorum ecclesie de Blar, 9th May [1216,] .	34	66
BADINDATH.		
49. Badindath carta, 17th October 1282, ...	34	67
CAMBUSKYNNETH.		
50. Carta originalis et confirmatio regis Malcolmi de terris Cambuskynneth et piscaria, [*c.* 1163,]	35	70
51. Prima carta originalis Dauid regis fundatoris nostri de Cambuskynneth, [*c.* 1147,]	36	71

	Fol. of MS Register	Page of Print
52. Cambuskynneth terrarum et piscarie confirmacio per regem Wilelmum, [*c.* 1168,]	36	72
53. Cambuskynneth terrarum et piscarie confirmacio per regem Alexandrum filium Willelmi regis, 12th February [1248,]	37	73
54. Carta de fractione piscariarum de Cambuskynneth et de eorundum nominibus qui inuaserunt crouas, 27th July [1365,]	38	75
55. Sequuntur nomina illorum qui fregerunt crouas [de] Cambuskynneth, [*c.* 1365,]	38	76
Clackmanan.		
56. Clacmannan possessionis preceptum a decano rectore de Torrye, 22d August 1350,	39	77
57. Clacmanan ecclesia ex dono Dauid regis, [*ante* 1153,]	39	77
58. Vicarie de Clakmanan donatio, 4th June 1350,	39	78
59. Confirmatio Rogeri episcopi de Clacmanan et de Kirkis, 1st July [*c.* 1200,]	40	79
60. Confirmatio rectorie de Clacmanan Malcolmi Regis, [*c.* 1160,]	40	79
61. Clacmanan possessionis preceptum, 22d August 1350,	40	80
62. Bulla vnionis vicarie Clacmanan monasterio de Cambuskynneth, 15th September [1306,]	40	81
63. Bulla declarationis vicarie Clacmanan non obstantibus quod in originali bulla vera non fuit fructuum expressio, 28th January [1307,]	42	84
64. Perambulatio acrarum de Clacmanan, 6th March 1505,	42	85
65. Decima Carbocidii de Salquhye, 4th February 1510,	43	87
Carel.		
66. Marca annui redditus de Carel, [*c.* 1178,]	44	88

		Fol. of MS. Register.	Page of Print
	CREYTHY.		
67.	Confirmatio ecclesie de Crethyn vt sit solum curatis manualis, 11th January 1347,	44	88
68.	Item alia confirmatio eiusdem, 6th March 1395,	44	89
	MILLS OF CLACKMANAN.		
69.	Renunciatio putatiui juris omnium decimarum molendinorum de Clacmanan, 6th October 1406,	45	90
	DUGLYN.		
70.	Donatio terre de Duglyn, [*c.* 1200,]	45	91
71.	Item de eadem, [*c.* 1200,]	46	92
72.	Douglie terrarum confirmatio, [*c.* 1200,]	46	92
73.	Resignatio terre de Duglyn, [*c.* 1200,]	46	93
74.	Compositio super decimis eiusdem, 1247,	47	94
	EXCOMMUNICATIO.		
75.	Secunda Citatio, 28th January 1392,	47	95
76.	Excommunicatio in Episcopum Dunkeldensem, 25th February 1392,	49	99
77.	Excommunicatio in Episcopum Dunkeldensem in iudicio facta per Judicem, 25th February 1392,	50	101
78.	Instrumentum executionis excommunicationis in episcopum Dunkeldensem et citationis, 25th March 1393,	52	106
	DUNYPAIS.		
79.	Donatio dimidie carrucate apud Dunypais, [*c.* 1200,]	53	107
80.	De duabus bouatis terre de Dunypais, [*c.* 1190,]	53	108
81.	Donatio terre de Dunypais cum quatuor bovatis terre tam citra quam vltra aquam per Adam Morhame, [*c.* 1200,]	54	108

		Reg. MS.	Page of Print
82.	Super sasina facta de terra de Dunypais per dominum Adam de Moram abbati et conuentui de Cambuskynneth, [*c.* 1200,]	54	110
83.	Item de eadem terra carta de Bikirtoune, [*c.* 1200,] . .	55	110
84.	Quieta clamatio domini de Bikertoune de Donypais pro excambio terre abbatis et conuentus in Benyne, etc., [*c.* 1200,]	55	111
85.	Inquisitio facta de ecclesia Donypais, 6th April 1267, .	55	112
86.	De decima molendini de Donypais, [*c.* 1200,] . . .	56	112
87.	Dunypais testimonium assise pro monasterio, 21st January 1426, ...	56	112
88.	Dunypais possessio per testes probatur, 21st January 1426,	57	114
89.	Dunypais pacificatio, 30th and 31st May 1462, . .	58	117
90.	Donypais terrarum renunciatio, 10th November 1429, .	59	119
91.	Donypais terrarum quatuor acrarum litis renunciatio, 28th May 1462, ...	60	121
	DEDICATIO.		
92.	Dedicationis ecclesie testimoniale, 11th July 1521, . .	61	122
	ERTH.		
93.	De annuis redditibus de Erth et de Cambuskynneth, (Cambusbaroune,) 30th November [1365,]	61	123
	EDINBURGH.		
94.	Carta Johannis Quhiting facta Martino Wricht de terra sua anteriori nunc abbatis et conuentus de Cambuskynneth de venditione eiusdem in burgo, 2d June 1411, . .	62	124
95.	Edinburgh gabelle vsus monasterio conceditur, 1st April 1443,	63	126
96.	Edinburgh tenementi emptionis carta per Dauid abbatem, 13th June 1455, ...	64	127

	Fol. of MS. Register.	Page of Print.
97. Edinburgh terre possessio per abbatem Dauid, 17th June 1455,	64	129
ELECTIO.		
98. Electio confirmari petita a priore et capitulo Sanctiandree, 25th April 1336,	65	130
FORTEUIT.		
99. Donatio ecclesie de Forteuit, [*c.* 1165,]	66	132
100. Donatio ecclesie de Forteuieth, [*c.* 1175,]	66	132
101. Donatio quatuor acrarum terre in Forteuiet per regem Willelmum, [*c.* 1180,]	66	133
FARINA.		
102. Nova obligatio dominorum abbatis et conuentus monasterii de Dunfermeling super solutione annue pensionis unius celdre farrine auenatice de Polmais Regis, 1422,	67	134
103. Novum Instrumentum super solutione farine de Polmais Regis, 23d May 1422,	67	134
FULECHE.		
104. Carta de Fuleche, [*c.* 1200,]	68	136
GLENILEF.		
105. Compositio inter nos et abbatem de Cupro de ecclesia de Glenyleff, 12th September 1311,	69	137
106. Glenileiff ecclesie pensionis soluende firmitas, 16th September 1405,	70	139
107. Quittancia de Glenyleff, 12th February 1413,	70	141
108. Hospitalis Sancti Jacobi sasine preceptum, 10th March [1402,]	71	141
KIRKETON.		
109. De ecclesia de Kirketon prima donatio Willelmo primo abbati de Cambuskynneth, [*c.* 1160,]	71	142

		Page of Register	Page of Print
110.	Donatio terre de Kirketon per Dauid episcopum Sanctiandree, [7th July] 1242,	71	142
111.	Institutio vicarie ecclesie de Kirketoun, [12th June] 1295,	71	143
112.	Confirmatio Richardi episcopi ecclesie de Eggles, [*c.* 1170,]	72	144
113.	Donatio ecclesie de Kirketoun, [*c.* 1170,]	72	144
114.	Coadunatio vicarie de Kirketoun cum rectoria, 16th May 1295,	72	144
115.	De institutione ecclesie de Kirketon, 16th May 1295,	73	146
116.	Coadunatio ecclesie de Kirketoun rectorie cum vicaria, 25th December 1300,	73	146
117.	De procurationibus ecclesie de Kirketoun, 6th August 1251,	74	148
118.	Compositio inter nos et Dumfermeling super diuersis decimis et de celdra farine de Polmas regis Kirketoun, 24th October 1215,	74	149
119.	Bulla de Kirketoun vicaria vnita et vnione confirmata, 6th November [1372,]	76	153
120.	Cura Sancti Niniani de Kirketoun temporalis et ad nutum, 10th November 1527,	78	155
	KYNCARDYN.		
121.	Donatio ecclesie de Kincardin, [*c.* 1199,]	79	160
122.	Kyncardin ecclesie confirmatio, [*c.* 1210,]	80	160
123.	Confirmatio ecclesiarum de Kincardin, Tulibody et Tulicultry, [*c.* 1220,]	80	161
124.	Confirmatio Osberti episcopi Dunblanensis et capituli eiusdem super predictis ecclesiis, [*c.* 1230,]	80	161
125.	Ordinatio super quartis debatis (debitis) episcopo Dunblanensi, 29th January 1239,	81	162

		Fol. of MS. Register.	Page of Print.
126.	Confirmatio capituli Dunblanensis super tribus ecclesiis, 30th January 1239,	82	165
127.	Donatio Wilelmi regis ecclesie Kyncardyn et terrarum, [*c.* 1199,]	83	166

KIPPANE.

128.	Institutio Kippane nouissima abbatis et conuentus, 21st July 1510,	83	167
129.	Kippane ecclesie noua donatio per Jacobum quartum regem Scotie, 6th April 1496,	84	168
130.	Kyppane concordia inter Dunblane et Cambuskynneth, 1st April 1511,	85	170
131.	Kippane ecclesie instrumentum confirmationis Jacobi quarti in suo parliamento secundum tenorem carte nobis concesse, 23d June 1496,	87	174

KIRKINTULAUCH.

132.	Donatio ecclesie de Kirkintolauch, [*ante* 1195,]	88	175
133.	Confirmatio Alexandri regis ecclesie predicte, 27th March 1226,	88	176
134.	Item confirmatio ecclesie predicte, [*c.* 1230,]	88	176
135.	Collatio episcopi Johanni Striueling vicarie Kirkintulach, 31st May 1500,	89	177
136.	Citatio super Thoma Flemyng et presbyteris, 20th March 1522,	90	179
137.	Kirkintulach decretum decimarum pro monasterio de xxxiii celdrisfarrine et tres celdris ordei precium bolle xiii^{s} et quatuor^{d}, et pro qualibet bolla gallina, precium iiii^{d}, 11th March 1523,	90	181
138.	Compotum domini Flemyng, 30th March 1527,	91	182
139.	Copia acti super dominum Flemyng, 10th October 1507,	93	186

140. Collatio episcopi eiusdem vicarie magistro Jacobo Lyn, 1st March 1525, ... 94 187
141. Possessio eiusdem, 10th June 1526, ... 95 189
142. Collatio eiusdem vicarie magistro Duncano Burnet de Kirkintulach, 7th April 1527, ... 95 190
143. Collatio vicarie perpetue parrochialis ecclesie Sancti Niniani de Lenze pro magistro Alexandro Annande, 22d September 1530, ... 98 195
144. Possessio eiusdem vicarie, 25th September 1530, . . 99 197

KILMARONOK.

145. Donatio ecclesie de Kilmaronoch, 16th January 1325, . 100 199
146. Confirmatio ecclesie predicte, 22d November 1325, . . 100 200
147. Confirmatio Capituli Glasguensis ecclesie predicte, 10th July 1327, ... 101 201
148. Institutio ecclesie predicte, 8th June 1328, . . . 102 203
149. Item de procurationibus dicte ecclesie, 31st January 1351, . 102 204
150. Kilmaronok ecclesie confirmatio pape, 22d June 1334, . 103 205
151. Kilmaronok noua commissio approbans donationem episcopi, 2d October 1342, ... 103 205
152. Collatio vicarie de Kilmaronoch, 3d September 1507, . . 104 207
153. Collatio vicarie de Kilmaronok pro domino Richardo Striueling, 13th May 1522, ... 105 209
154. Instrumentum possessionis dicte vicarie, 15th May 1522, . 106 211
155. Collatio vicarie de Kilmaronok pro magistro Roberto Grahame, 8th June 1527, ... 107 212
156. Collatio vicarie de Kilmaronok pro Mauricio Clerk, 25th July 1527, ... 108 214

	Fol. of MS. Register.	Page of Print.
157. [Instrumentum possessionis dicte vicarie,] 28th July 1527, .	109	216
158. Decretum garbalium decimarum contra parrochianos de Kilmaronok, 26th February 1528, ...	110	218
159. Ecclesia Kilmaronok libera monasterio Cambuskynneth, 9th December 1529, ...	112	222
KYNNOULE.		
160. Donatio patronatus ecclesie de Kynnoule, 27th January 1361,	113	224
161. Confirmatio episcopi super eodem, 7th February 1361, .	113	225
162. Confirmatio regis super eodem transcriptum de registro regis, 7th April 1361, ...	114	226
163. Confirmatio episcopi et prioris Sanctiandree de Kynnoule, 7th February 1361, ...	115	227
164. Institutio et collatio episcopi Sanctiandree de data millesimo tricentesimo sexagesimo primo, 19th February 1361, .	116	229
165. Bulla de Kynnoule de vnione dicte ecclesie, 26th October 1378, ...	116	230
166. Noua bulla vnionis ecclesie de Kynnoule, 2d April 1405, .	118	233
167. Instrumentum nouum de Kynnoule quomodo Andreas Trebrone rector de Kynnoule concessit esse contentus de annua pensione viginti librarum, 26th September 1403, .	119	236
168. Instrumentum donationis et quieteclamationis ecclesie de Kynnoule per Nicholaum de Erskin monasterio de Cambuskynneth, 21st March 1400, ...	121	239
169. Kynnoule interruptio prescriptionis, 18th November 1521, .	122	241
KETLISTOUN.		
170. Donatio terre de Ketlistoun, [*c.* 1150,]	126	250
171. Confirmatio Alexandri regis terre predicte, 7th January 1244,	126	250

		MS. Register	Print
172.	Liberatio namationis hominum de Ketlistoun pro lie Bludewite per auditores scaccarii, conformiter inhibitioni regis Roberti, 14th July 1525, ...	127	251
173.	Ketlistoun liberum a secta curie vicecomitatus, 18th August 1390, ...	127	251
	KARELL.		
174.	Confirmatio Willelmi regis de marca Kerrall, [*c.* 1174,] .	128	252
175.	Confirmatio de Karell, [*c.* 1174,]	128	252
	KINTULACH.		
176.	Bulla confirmationis de Kintulach, 9th April 1374, . .	128	253
177.	Kintulach Roberto Erskin et Cristine sponse sue donatio, [*c.* 1361,]	129	255
178.	Roberti senescalli Scocie confirmatio comitis de Stratherne super donatione de Kintulach et ad mortuam manum concessionis licencia absque seculari seruicio in puram elemosinam, 12th September 1361, ...	130	256
179.	Kintulach tertie partis terrarum resignatio in manus abbatis, 16th February 1381, ...	131	258
180.	Kintulach inhibitio regia ne vicecomes leuet contributiones, 1st May 1369, ...	132	259
181.	Kintulach decretum inter Abbatem Fentoune et Dunbarnye, 13th February 1389, ...	132	259
182.	Carta de Kintulach, 1st June 1530, ...	133	261
183.	[Letters of Reversion of the third part of Kintulach], 26th March 1533 and 4th March 1534, ...	135	264
	KINCLEVIN.		
184.	De ecclesia de Kinclevin et Lecroth, 2d November 1260, .	137	267
185.	Kinclevin ecclesie compositio, 19th May 1315, . . .	138	270

	Fol. of MS. Register.	Page of Print
Linlithgow.		
186. Linlithqw acre terre resignacio, 10 February 1493, . .	139	271
187. Linlithqw tenementi possessio, 22d August 1440, . .	139	272
Murtoun.		
188. Carta de Murtoun, 8th November 1399, ...	140	274
189. Confirmatio regis de Murtoune, 24th February 1400, . .	141	275
Mobbiscroft.		
190. Carta de Mobbiscroft et de piscaturis de Carsy et Tulybody et de asiamentis de Torwod, [*c.* 1150,]	143	278
Malar.		
191. De terra de Malar, [*c.* 1180,]	143	278
Petcorthy.		
192. De terra de Petcorthy, [*c.* 1153,]	143	279
Perth.		
193. Confirmatio Willelmi Regis de crofta de Perth, [*c.* 1165,] .	144	279
194. Perth quinquaginta solidorum donatio regia, [*c.* 1165,] .	144	280
195. Sentencia diffinitiua crofte apud Perth contra Johannem Dunyng, 8th August 1520, ...	144	281
Plane.		
196. Redditus de Plane, 25th August 1364, ...	145	282
197. Plane annuus redditus, 25th February 1366, . . .	146	283
198. Bulla de annuo redditu le Plane, 16th June 1369, . .	147	284
Parcum.		
199. Compositio inter nos et Dunfermeling de decimis Cambusbaroun et veteris parci, 25th March 1319, . . .	148	286

		Vol. of Mss. Register	Page of Print
200.	Compositio inter nos et Dunfermeling, 10th November 1320,	148	288
201.	Preceptum soluendi debita monasterio, 7th June 1395, .	149	288
	PISCARIA.		
202.	Piscarie decretum pro monasterio contra prepositum balliuos et communitatem de Striueling, 8th April 1495, . .	149	289
203.	Decretum contra prepositum balliuos et communitatem de Striueling pro monasterio de Cambuskynneth, 8th March 1531, ...	150	290
204.	Piscarie de Forth supra monasterium precario possidet vicarius Striueling, 16th November 1526, ...	151	292
205.	In causa piscarie decimalium salmonum de Forth inhibitio per ordinarium, 9th November 1468, ...	152	293
206.	Actum contra dominum Tulibody pro piscaria, 12th 1527, ...	153	295
207.	Contra Polmais Weland pro piscaria, 9th August 1520, .	153	296
	STRIUELING.		
208.	Striueling annuus in excambium molendinorum de Clacmanan redditus, 30th April 1265, ...	154	297
209.	Striueling annui redditus duorum solidorum, 8th October 1436, ...	154	297
210.	Indentura inter nos et Johannem Scugall de tenemento in Striueling, 10th December 1412, ...	155	298
211.	Striueling processus antique Scole in Vinella beate Marie, 24th June 1481, ...	156	300
212.	Striueling in Vinella Sancte Marie processus tenementi, 20th June 1481, ...	157	303

	Fol. of MS. Register.	Page of Print.
213. Striueling oppidi tenementum ob processum recuperatum et abbati possessio data, 20th November 1482, . . .	159	305
214. Striueling annui redditus assignantur altaribus et annui redditus ortorum, 5th January 1445, ...	160	307
215. Carta regis Dauid de tholoneo non dando, [*c.* 1150,] . .	162	312
TULIBODY.		
216. Donatio ecclesie de Tulibody, [*c.* 1170,]	163	312
217. Confirmatio ecclesie de Tulibody, [*c.* 1200,] . . .	163	312
218. De quatuor solidis Tulibody, [*c.* 1170,]	163	313
219. Tulibody per episcopum Dunblanensem confirmatio, [*c.* 1170,]	163	313
TULLICULTRE.		
220. Donatio Wilelmi regis de ecclesia Tulicultre, [*c.* 1199,] .	164	314
221. Tullecultry ecclesie et terrarum regie donationis confirmatio, [*c.* 1199,]	164	314
222. Carta decem acrarum terre de Tullicultri, [*c.* 1300,] . .	164	315
223. Tullecultry decem acrarum per Robertum regem, 4th March 1315, ...	165	316
TULLYMURTHAC.		
224. Donatio centum petrarum casei de Tullymurthac, 15th January 1232, ...	165	316
225. Testimoniale regium pro abbate contra episcopum Dunkeldensem, 28th March [1395,]	166	317

REGISTRUM

MONASTERII DE CAMBUSKENNETH.

Jacobus Dei gracia Rex Scotorum, vniuersis et singulis ad quorum noticias presentes littere peruenerint, salutem: Quia per supplicationem coram consilii nostri dominis porrectam pro parte venerabilis in Cristo patris et consiliarii nostri dilecti Alexandri abbatis monasterii nostri de Cambuskynneth, concessus etiam nostri quam sessionem vocant presidentis, et conuentus eiusdem monasterii, expositum erat quod carte et euidencie ipsis pertinentes et in dicto nostro monasterio hactenus asseruate, quod situm est in loco aquoso, ex humore et aeris rubigine, jam quasi et cera, membranis, sigillis ac carecteribus absumpte sunt, et breui penitus consumentur, non sine ipsorum abbatis et conuentus maximo et irremediabili detrimento, nisi statim eiis de remedio succurratur; quare rogauerunt dicti abbas et conuentus quatenus huiusmodi sue carte et euidencie cum nostre auctoritatis interpositione autentice in formam libri pergameno scripti sub manuali subscriptione eiusdem nostri consilii et registri clerici, vnacum nostri sigilli appensione, transumerentur, copiarentur et transciberentur: Quamquidem supplicationem prefati nostri consilii domini justam et rationi consonam reputantes, ex eorum decreto ordinauerunt edictum in valuis pretorii nostri Edinburgensis quarto die mensis instantis Julii affigi debere, ad citandum seu summoniendum omnes et singulos interesse habentes seu habere putantes ad comparendum coram

eiis in dicto nostro pretorio, vigesimo quarto die mensis Julii predicti hora causarum, ad videndum et audiendum omnes et singulas cartas et euidencias dicti nostri monasterii in formam libri, manuali subscriptione dicti nostri consilii et registri clerici transumendas esse copiandas et transcribendas, vnacum magni nostri sigilli appensione, sic quod huiusmodi transumpto tanta et similis fides adhibeatur sicut principalibus cartis et euidenciis; cum certificatione quod siue prefate persone interesse habentes, siue se habere putantes, dictis die et loco comparuerint, siue non, prefati nostri consilii domini huiusmodi cartas et euidencias, sic ut premittitur, transumendas esse copiandas et transcribendas decernerent et ordinarent: Quoquidem die vigesimoquarto die mensis Julii adueniente, omnibusque et singulis interesse habentibus, seu interesse putantibus ad ostium dicti nostri pretorii clauigeri voce alta et intelligibili rite vocatis, et dicto venerabili patre et consiliario nostro Alexandro abbate pro se et nomine sui conuentus, sic citatorum, vocatorum et non comparencium contumacias accusante et dictas cartas et euidencias transsumi, transcribi et copiari instanter petente et postulante, prefati consilii nostri domini, videlicet, reverendissimus, reuerendus ac venerabiles in Cristo patres, Gawinus archiepiscopus Glasguensis, tocius regni Scocie cancellarius; Jacobus episcopus Rossensis; Robertus abbas de Kinloss; Walterus dominus sancti Johannis ordinis Jerosolametani; magister Ricardus Bothuile rector de Erskirk; magister Georgius Ker prepositus de Dunglas; magister Henricus Quhite rector de Fynevin; magister Willelmus Prestoun rector de Beltoun; magister Willelmus Gibson decanus de Restalrig; Johannes Campbell de Lundy, et Jacobus Coluile de Estwemis, milites; magister Jacobus Foulis de Colintoun, concilii registri et rotulorum clericus; Adam Otterburne de Reidhall, miles, aduocatus regius; Nicholaus Craufurd de Oxingangis, clericus iusticiarie; Thomas Scot de Petgormo; magister Jacobus Lawson de Bordland, prepositus Edinburgi, et magister Franciscus

ILLUMINATED LETTERS IN THE CARTULARY OF CAMBUSKENNETH.

Bothuile; omnes et singulas predictas cartas et euidencias in formam libri sub manuali subscriptione dicti nostri concilii et registri clerici, vnacum nostri sigilli magni appensione, transsumendas esse, copiandas et transcribendas decreuerunt et ordinauerunt, sic quod huiusmodi transumpto ut premittitur facto, tanta et similis fides in posterum adhibeatur sicut originalibus, et ac si in acto dicti nostri concilii desuper confecto singillatim insererentur: Quarum omnium et singularum tenores sequuntur de verbo in verbum:

1. Confirmatio ecclesie et terre de Arringrosk per episcopum.

ARRINGROSK

Omnibus Christi fidelibus ad quos presentes littere peruenerint, Willelmus miseratione diuina ecclesie Sanctiandree minister humilis, salutem in Domino sempiternam: Nouerint vniuersi nos concessisse et hoc presente scripto confirmasse illam donationem, quam Gilbertus dominus de Fourgy dedit et concessit in puram et perpetuam elemosinam Deo et ecclesie beate Marie de Cambuskynneth, et ibidem canonicis Deo seruientibus et imperpetuum seruituris, illam scilicet partem terre que fuit Ledereth, que jacet propinquior domui que nunc est sacerdotis, in territorio de Arringrosk, vnacum jure patronatus ecclesie de Arringrosk: Preterea nos paupertati dicti monasterii compacientes, concedimus imperpetuum pro nobis et successoribus nostris, diuine pietatis intuitu, ut rectore eiusdem ecclesie de Arryngrosk qui nunc est cedente vel decedente, omnis fructus et prouentus predicte ecclesie cedant canonicis dicti monasterii in proprios vsus imperpetuum, saluo in omnibus jure dyocesano: In cuius rei testimonium presentibus litteris sigillum nostrum apposuimus; datum apud Wedall, die Marcurii proxima post festum exaltationis sancte crucis, anno gracie millesimo ducentesimo octuagesimo primo: hiis testibus, domino Roberto Dei gracia episcopo Dunblanensi, domino Waltero de Curry, milite; magistro Ricardo de Wontoun; magistro Ricardo

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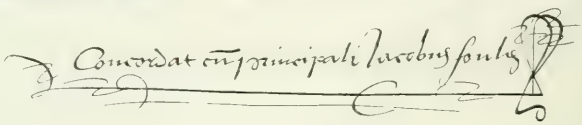
de Lanarc; magistro Ricardo Kossard; domino Roberto capellano, et multis aliis.



[1]

2. Resignatio ecclesie supradicte.

Omnibus sancte matris ecclesie filiis presentes literas inspecturis, Radulfus dominus de Synmerdsburn, rector ecclesie de Arryngrosk, eternam salutem in Domino: Nouerit vniuersitas vestra quod tenore presentium, non vi compulsus, nec metu inductus, nec prece nec precio, sed pura et perpetua ac spontanea voluntate, cedo omnimodo juri michi competenti vel competituro in dicta ecclesia de Arryngrosk, quam adeptus fui ex presentatione legittima quondam Duncani domini de Fourgy, et institutione canonica habita in eadem, resignans spontanee pura et perpetua voluntate totum jus michi competens vel competiturum in ecclesia antedicta, ratione predictarum presentationis et institutionis vel alterius juris cuiuscunque: In cuius rei testimonium, presentibus literis sigillum meum est appensum; datum apud Sanctum Andream, die Martis proxima ante festum Sancti Luce ewangeliste, anno Domini millesimo ducentesimo octuagesimo secundo.

3. Institutio eiusdem ecclesie.

Boldredus officialis domini Sanctiandree, dilecto sibi in Cristo decano Cristianitatis de Fyff et Fothrick, salutem in Domino: Cum Gilbertus dominus de Fourgy patronus ecclesie de Arringrosk, diuine caritatis intuitu, contulit et concessit ius patronatus dicte ecclesie de Arryngrosk abbati et conuentui de Cambuskynneth, cum illa portiuncula terre que fuit Ledereth, que jacet pro-

[1] A similar docquet is appended to each writ in the Register.

pinquior domui que nunc est sacerdotis, inter ipsam domum et ecclesiam prefatam, in liberam puram et perpetuam elemosinam; et cum dominus Willelmus Sanctiandree episcopus, dominus noster, dictam concessionem autoritate sua confirmauit, et post cessionem vel decessum domini Radulfi de Symmerdisburn, rectoris supradicte ecclesie, dictis abbati et conuentui in proprios vsus concessit, capituli sui ad id accedente consensu, cum prehabita deliberatione et solempni tractatu in capitulo super hoc celebrato, cumque dictus dominus Radulfus tunc temporis rector dicte ecclesie de Arryngrosk, in presentia nostra constitutus personaliter, non vi compulsus, nec metu inductus, nec prece nec precio, sed pura et perpetua ac spontanea voluntate, cessit omnimodo juri sibi competenti vel competituro in dicta ecclesia de Arryngrosk, et dictam cessionem necnon et resignationem spontaneam ad instanciam dicti domini Radulfi admisimus; vobis in virtute obediencie firmiter precipiendo mandamus, quatenus adhibitis vobiscum duobus vel tribus capellanis vicinioribus, ac instanti die Marcurii vel die Jouis sequenti, dictam ecclesiam de Arryngrosk adeatis, et predictum abbatem de Cambuskynneth, nomine ecclesie sue, in corporalem possessionem sepedicte ecclesie de Arryngrosk inducatis seu instituatis, et dictam institutionem de mandato nostro factam canonice defendatis, et in signum mandati nostri ad plenum executi dicto abbati, nomine sui conuentus, presentes literas reddatis, sigillo officii vestri apposito; datum apud Sanctum Andream, die Lune proxima post festum Sancti Dionisii Martiris, anno gracie millesimo ducentesimo octuagesimo secundo. ARRINGROSK

4. Confirmatio capituli Sanctiandree super ecclesia et terra ecclesie de Arringrosk.

Omnibus Cristi fidelibus presens scriptum visuris vel audituris, Johannes Dei gracia prior cathedralis ecclesie Sanctiandree et eiusdem loci conuentus,

ARRINGROSK

eternam in Domino salutem: nouerit vniuersitas vestra nos, communi assensu et consensu capituli nostri, confirmasse illam donacionem quam Gilbertus dominus de Fourgy dedit et concessit in puram et perpetuam elemosinam Deo et ecclesie beate Marie de Cambuskynneth, et canonicis ibidem Deo seruientibus et imperpetuum seruituris: Illam scilicet partem terre que fuit Ledereth, que jacet propinquior domui que nunc est sacerdotis, in territorio de Arryngrosk, vnacum jure patronatus ecclesie de Arryngrosk: Quamquidem donationem, vnacum jure patronatus ecclesie prefate, dicto monasterio vt supradictum est venerabilis pater Willelmus Dei gracia episcopus Sanctiandree autoritate pontificali confirmauit: Preterea, cum idem episcopus paupertati dicti monasterii compaciens concesserit imperpetuum pro se et successoribus suis, diuine pietatis intuitu, ut, rectore eiusdem ecclesie de Arryngrosk qui nunc est cedente vel decedente, omnis fructus et prouentus predicte ecclesie cedant canonicis dicti monasterii in proprios vsus imperpetuum, saluo in omnibus jure diocesano, eandem concessionem vnanimi consensu confirmamus: In cujus rei testimonium presenti scripto commune sigillum capituli nostri fecimus apponi; datum apud Sanctum Andream, die Lune proxima post festum translationis Sancti Augustini episcopi, anno gracie millesimo ducentesimo octuagesimo secundo.

5. Donatio molendini de Arryngrosk.

Universis presentes literas inspecturis, Henricus de Freslay dominus de Fourgy, salutem in Domino: Cum inter opera caritatis illis potissime quilibet teneatur astrictus a quibus certum est eum beneficia recepisse, idcirco ego beneficiorum ac honorum michi ac predecessoribus meis a viris religiosis abbate et conuentu de Cambuskynneth collatorum non immemor, in dictorum beneficiorum compensationem, et anime mee salutem, molendinum de Arryngrosk, cum omnibus suis juribus, libertatibus,

aysiamentis et pertinenciis, aut in futurum pertinere valentibus quocunque casu vel causa, vnacum duabus acris terre dicto molendino adiacentibus, in puram liberam et perpetuam elemosinam predictis abbati et conuentui caritatiue confero; nulla penitus michi aut heredibus seu successoribus meis juris alicuius seu recognitionis in dicto molendino aut aliquo ad dictum molendinum spectante seu in futurum spectare valente facta reseruatione, excepta dumtaxat pensione annua quatuor solidorum sterlingorum monasterio de Culueros debita, que a meis predecessoribus in dicto molendino predicto monasterio fuerat assignata; sed totum jus quod in dicto molendino habeo in dictos abbatem et conuentum de Cambuskynneth pure transfero, omni conditione et modo reiectis: Volo eciam et per literas presentes, fide super hoc prestita corporali, me obligo et heredes ac successores meos quod nullum molendinum de nouo construere valeam, aut edificium seu opus quodcunque aliud facere, per quod aut occasione cuius vtilitati predictorum religiosorum in aliquo poterit derogari: Volo insuper, et fide etiam super hoc prestita, me et heredes ac successores meos obligo quod si aliqui tenentes mei qui ad dictum molendinum sectam debent a dicto molendino se subtraxerint, aut ad dictum molendinum venientes pro multura, prout de jure tenentur, non satisfecerint, quod ego et heredes ac successores mei, non venientes ut veniant, et non satisfacientes ut satisfaciant, quantum districtius poterimus, compellemus et distringemus; scilicet tenentes meos de Arryngrosk, de Conlony, de Newtoun, vt ad dictum molendinum veniant, et pro multura sextum decimum vas de grano sicco et humido persoluant; illos autem de Petillocis vt veniant, et vicesimum quartum vas pro multura persoluant; illos vero de Beyn et de Cathehill ut veniant, et pro multura prout tenentur satisfaciant; ac illos de Baleward, nisi forte illi de Baleward aut eorum dominus docere poterint quare ad dictum molendinum venire de jure minime teneantur: Ego vero et heredes ac successores mei de terra quam sumptibus nostris propriis excoluerimus, cum

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ad dictum molendinum venerimus, pro multura sexagesimum quartum vas tantummodo persoluemus; sed si ad firmam extra manum nostram eam posuerimus, ille qui eam in toto vel in parte receperit ad dictum molendinum veniet, et pro multura sextum decimum vas persoluet; compellemus eciam ego et heredes ac successores mei omnes ad dictum molendinum sectam debentes vt dictum molendinum, stagnum ac rivum eiusdem, quociens opus fuerit, reficiant, prout de jure tenentur, ac de nouo construant, secundum quod eciam de jure tenentur, cum hoc facere fuerit necesse; subiciens me et heredes ac successores meos jurisdictioni ac cohertioni dominorum archidiaconorum Sanctiandree et Dunblanensis qui pro tempore fuerint, ut possint me et heredes ac successores meos, vel eciam alter eorum qui super hoc fuerit requisitus, compellere, per sentencias suspensionis et excommunicationis, monitionibus dumtaxat premissis, ad obseruanciam omnium et singulorum premissorum, si contra premissa vel aliquod premissorum, quod absit, venire presumpserimus, clam vel palam, per nos vel per alios directe vel indirecte; et ad hoc renuncio pro me et heredibus ac successoribus meis exceptioni doli, mali pacti, conuenti, et omni alii exceptioni juris et facti, et omni juris beneficio, ac omnibus literis regiis, episcopalibus et papalibus impetratis et impetrandis, cujuscunque tenoris existant, eciam si de presenti scripto plenam et expressam de verbo ad verbum fecerint mentionem, per quod vel quas hec presens mea donatio impugnari valeat seu diminui quoquo modo: Ego vero et heredes ac successores mei singuli dictum molendinum cum terra predicta, in forma predicta, prefatis abbati et conuentui contra omnes homines warantizabimus, et sumptibus nostris et periculo defendemus, cum libero aditu et exitu ad molendinum predictum et terram predictam: In cuius rei testimonium presentibus literis sigillum meum apposui; et ad maiorem huius rei euidenciam et securitatem super hac mea donatione de dicto molendino et terra predicta, predictis religiosis in forma prescripta facta, sigilla predictorum

Confirmatio Roberti regis super molendino De Arryngrosk

Robertus dei gratia rex scotorum omnibus probis hominibus totius terre sue salutem sciatis nos concessisse et hac presenti carta nostra confirmasse donationem illam quam Willelmus de freslay miles dominus de fourgy fecit religiosis viris abbati et conuentui de cambuskynneth de molendino de arringrosk Cum duabus acris terre proximo adiacentibus molendino predicto Tenendum et habendum eisdem religiosis et eorum successoribus Imperpetuum in liberam puram et perpetuam elemosinam Adeo libere et quiete plenarie et honorifice sicut dicti Willelmi carta eisdem religiosis confecta plenius iuste proportat et testatur Saluo seruitio nostro In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus Apponi Testibus bernardo abbate de abirbr cancellario nostro Waltero senescallo scotie Jacobo de douglas roberto de keith marescallo nostro et gilberto de haya constabulario nostro scotie militibus Apud glasgl decimo die Junii Anno Regni nostri decimonono

dominorum archidiaconorum Sanctiandree et Dunblanensis presenti scripto apponi procurauí; datum apud Cambuskynneth, sexto kalendas Augusti anno gracie millesimo ducentesimo nonagesimo quinto. ARRINGROSK

6. Confirmatio Roberti regis super molendino de Arryngrosk.

Robertus Dei gracia rex Scotorum, omnibus probis hominibus tocius terre sue, salutem: Sciatis nos concessisse et hac presenti carta nostra confirmasse donationem illam quam Willelmus de Freslay, miles, dominus de Fourgy, fecit religiosis viris abbati et conuentui de Cambuskynneth de molendino de Arringrosk, cum duabus aeris terre proximo adiacentibus molendino predicto: Tenendum et habendum eisdem religiosis et eorum successoribus imperpetuum in liberam, puram et perpetuam elemosinam, adeo libere et quiete, plenarie et honorifice sicut dicti Willelmi carta eisdem religiosis confecta plenius iuste proportat et testatur, saluo seruicio nostro: In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus apponi; testibus, Barnardo abbate de Abirbrothoc cancellario nostro, Waltero Senescallo Scotie, Jacobo de Douglas, Roberto de Keith marescallo nostro, et Gilberto de Haya constabulario nostro Scotie, militibus, apud Glasgw, decimo die Junii, anno regni nostri decimo nono.

7. Saisina molendini predicti.

Memorandum, quod die Dominica proxima post festum beati Michaelis archangeli anno Domini millesimo ducentesimo nonagesimo quinto, Henricus de Freslay dominus de Arryngrosk et de Fourgy, in presencia archidiaconi domini de Guthilgurdy, Monathe Macalpy, Haldany iudicis, et Ade de Petillok, dedit saisinam molendini de Arryngrosk cum duabus aeris terre iuxta dictum molendinum domino Patricio abbati de Cambuskynneth, nomine suo et conuentus sui, et ipsum abbatem in corporalem possessionem misit; Quodquidem

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molendinum cum predictis duabus acris dictus Henricus prefatis religiosis in puram et perpetuam elemosinam ex sua mera liberalitate concessit et donauit, prout carta inde confecta sigillo dicti donatoris signata plenius testatur: In cuius rei testimonium presentibus sigillum predicti Henrici, predicti molendini donatoris, vnacum sigillis predictorum testium, videlicet, archidiaconi domini de Guthilgurdy, Monathe Macalpy, Haldany iudicis, et Ade de Petillok est appensum: Datum apud Arryngrosk, die et anno supradictis.

8. Carta de Arryngrosk.

Vniuersis presentes literas inspecturis, Willelmus de Freslay dominus de Fourgy, miles, salutem in Domino: Cum inter opera caritatis illis potissime quilibet teneatur astrictus a quibus certum est eum beneficia recepisse, ego beneficiorum et honorum michi ac predecessoribus meis a religiosis viris abbate et conuentu de Cambuskynneth collatorum non immemor, in beneficiorum dictorum compensationem et anime mee salutem, molendinum de Arryngrosk cum omnibus suis juribus, libertatibus et asiamentis et pertinentibus aut in futurum pertinere valentibus quocunque casu vel causa, vnacum duabus acris terre dicto molendino adiacentibus, in puram, liberam et perpetuam elemosinam predictis abbati et conuentui caritatiue confero, nulla penitus michi et heredibus aut successoribus meis juris alicuius aut recognitionis in dicto molendino aut aliquo ad dictum molendinum spectante seu in futurum spectare valente facta reseruatione, excepta duntaxat pensione annua quatuor solidorum sterlingorum monasterio de Culueros debita, que a meis predecessoribus in dicto molendino predicto monasterio fuerat assignata, sed totum jus quod in dicto molendino habeo in dictos abbatem et conuentum de Cambuskynneth pure transfero, omni modo et conditione reiectis: Volo eciam et per literas presentes, fide super hoc prestita corporali, me obligo et heredes ac successores meos quod nullum de nouo construere molendinum valeam vel

valeant, aut edificium seu opus quodcunque aliud facere per quod aut occasione cuius vtilitati dictorum religiosorum in aliquo poterit derogari : Volo eciam, et fide insuper super hoc prestita, me et heredes ac successores meos obligo quod si aliqui tenentes mei qui ad dictum molendinum sectam debent a dicto molendino se subtraxerint, aut ad dictum molendinum venientes, prout de jure tenentur, non satisfecerint, ego et heredes ac successores mei, non venientes vt veniant, et non satisfacientes vt satisfaciant, quantum districtius poterimus, compellemus et distringemus ; scilicet, tenentes meos de Arryngrosk et de Condelani vt ad dictum molendinum veniant, et pro multura vicesimum quartum vas de grano, sicco et humido, persoluant ; illos autem de Newtoun, vt ad dictum molendinum veniant, et pro multura sextum decimum vas persoluant ; illos autem de Pettillok, vt veniant et vicesimum quartum vas pro multura persoluant ; illos vero de Benn et de Cathol et de Catham, vt veniant, et de multura prout tenentur satisfaciant ; ac illos de Baleward, nisi forte illi de Baleward aut eorum dominus docere poterint quare ad dictum molendinum venire de jure minime teneantur : Ego vero et heredes, ac successores mei de terra nostra dominicali de Fourgy, cum ad dictum molendinum venerimus, pro multura vnam ferlotam de celdra tantummodo persoluemus, siue terram illam dominicalem in manibus nostris retinuerimus, siue eam aliis ad firmam dimiserimus ; compellemus eciam ego et heredes ac successores mei omnes ad dictum molendinum sectam debentes vt dictum molendinum, stagnum ac riuum eiusdem, quociens opus fuerit, reficiant, prout de jure tenentur, ac eciam de novo construant, secundum eciam quod de jure tenentur, cum hoc facere fuerit necesse, exceptis tenentibus meis de Arringrosk et de Condolan, quos ab huiusmodi onere volo esse liberos et immunes : Concedo eciam venientibus ad dictum molendinum et de ipso redeuntibus, tam tenentibus meis quam alienis, iter liberum et competens in loco magis apto et vicino pro vtilitate ipsorum : Donationem

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autem Henrici de Freslay quondam domini de Fourgy, predecessoris mei, eisdem religiosis de dicto molendino factam, ratam habens tenore presentium, et confirmamus, in forma premissa literas regie confirmationis sufficientes infra sex menses a tempore date presentium dictis religiosis fideliter me impetraturum obligo: subiciens me et heredes ac successores meos jurisdictioni ac cohertioni dominorum archidiaconorum Sanctiandree et Dunblanensis qui pro tempore fuerint, vt possint me et heredes ac successores meos, vel etiam alter eorum qui super hoc fuerit requisitus, compellere per sentencias suspencionis et excommunicacionis, monitionibus dumtaxat premissis, ad obseruanciam omnium et singulorum premissorum, si contra premissa vel aliquod premissorum, quod absit, venire presumpserimus, clam vel palam, per nos vel per alios directe vel indirecte; et ad hoc renuncio pro me, et heredibus ac successoribus meis, exceptioni doli, mali et pacti, conuenti, et omni alii exceptioni juris et facti, et juris beneficio, ac omnibus literis regiis, episcopalibus et papalibus impetratis et impetrandis, cuiuscunque tenoris existant, eciam si de presenti scripto plenam et expressam de verbo ad verbum fecerint mencionem, per quod vel quas presens mea donatio impugnari valeat seu diminui quoquo modo: Ego vero et heredes ac successores mei singuli dictum molendinum cum terra predicta, in forma predicta, prefatis abbati et conuentui contra omnes homines warantizabimus, et sumptibus nostris et periculo defendemus, cum libero aditu et exitu ad dictum molendinum et terram predictam: In cuius rei testimonium presentibus sigillum meum apposui, et ad maiorem securitatem sigillum reuerendi in Cristo patris domini Willelmi, Dei gracia Sanctiandree episcopi, presentibus apponi procuraui; datum apud Cambuskynneth, die Veneris proxima post festum purificationis beate Marie Virginis anno Domini millesimo tricentesimo vicesimo tertio; hiis testibus, domino Thoma de Haya, milite, magistro Willelmo de Morauia decretorum doctore; Thoma de Balcasky, et Johanne filio eius, et pluribus aliis.

9. De multura Arryngrosk. ARRINGROSK.

Gawinus Dunbar archidiaconus Sanctiandree, principalis iudex in hac parte, ex submissione et electione quondam Henrici de Freslay domini de Arryngrosk et de Fourgy, pro se, heredibus et successoribus suis specialiter nominatus et deputatus, vniuersis et singulis clericis, presbyteris et notariis publicis infra diocesim Sanctiandree constitutis, salutem; Quia licet alias Johannes Annand, Robertus Annand, tenentes de Arryngrosk, Walterus Ymery et Thomas Ymery, tenentes de Conlony alias Condland, Laurencius Pete, Ricardus Edward, et Robertus Cutlar, tenentes de Newtoun, pro multura granorum tam siccorum quam humidorum vas decimum sextum molendino de Arryngrosk et Richardo Hay tenenti eiusdem, Robertus Douglas et Dauid Forestar tenentes de Petilloch pro multura vicesimum quartum vas, Alexander Atkin, Jacobus Bawlvyne, tenentes de Cathcochill, pro multura vicesimum quartum vas, Willelmus Scott et Henricus Maky, tenentes de Beyn, pro multura vicesimum quartum vas, Andreas Murray, miles, Thomas Senzeor inhabitantes terras de Balward, pro multura decimum sextum vas, Patricius Greg, Jacobus Annand, Henricus Brison, Thomas Dekeson, tenentes terrarum de Fourgy, Johannes Multray, Willelmus Murray, et Jacobus Johnestoun, tenentes de Lethame et Hethame, pertinenciarum de Fourgy nouiter constructarum de terris antiquitus nuncupatis Fourgy per alias literas nostras patentes, persoluere sub pena excommunicationis moniti fuerant, necnon ad deferendum apud molendinum predictum de Arryngrosk sua blada et grana, humida et sicca, nisi causam aliquam allegare vellent quare premissa facere non compellerentur: Ad quam probandum et allegandum si quam pretendere vellent, iidem supra nominati, necnon et Margareta Barclay sponsa dicti domini Andree, pro suo interesse tanquam domina et heres Henrici Freslay et terrarum suarum de Arryngrosk et Fourgy, et iidem Andreas, miles, et sua sponsa dominis abbati et conuentui de Cambuskynneth et dicto Ricardo Hay

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eorum tenenti predicti molendini super iniusta constructione molendini de Balward infra boundas dominii de Fourgy in preiudicium dicte multure et dampnum dictorum religiosorum virorum de Cambuskynneth ad certos diem et locum citati fuerant: Quibus aduenientibus, comparuit dictus Andreas, miles, coram nobis et pro causa rationabili, cartam antiquiorem in qua de multura predicta nulla est mentio facta [produxit]: Et quia per cartam dicti Henrici Freslay ex parte dictorum dominorum abbatis et conuentus eiusdem concessam et coram nobis productam comperimus tenentes terrarum predictarum supra nominatos ad veniendum molendino predicto de Arryngrosk ad soluendum multuram respectiue vt est supra expressum, ratione carte dicti Henrici esse astrictos, necnon eisdem Andree, militi, et sue sponse Margarete dictum molendinum de Balward construere minime licuisse nec licere debere, sed de facto et contra antecessoris sui cartam attemptatum et presumptum, causam ipsam allegatam tanquam nullam et minime rationabilem seu releuantem comperimus; et ideo ea non obstante, contra eosdem ad vlteriora procedendum fore decreuimus: ipsosque supra nominatos Andream militem et Margaretam suam sponsam ac tenentes predictos excommunicare poteramus, nos tamen mitius agere volentes vobis et vestrum cuilibet precipimus et mandamus quatenus adhuc et iterato moneatis legitime dictum Andream, militem, et Margaretam eius sponsam primo, secundo, tercio et peremptorie, vnico tamen contextu pro triplici edicto, quos nos tenore presentium sic monemus ut infra nouem dierum spacium, quorum tres pro primo, tres pro secundo et reliquos dies pro tertio et peremptorie termino sibi assignamus, et per vos volumus assignari, huiusmodi molendinum de nouo infra boundas dicti dominii de Fourgy et multure in dampnum et preiudicium dicti monasterii et Ricardi tenentis molendini de Arryngrosk constructum, suis sumptibus et expensis demoliant, funditus et simpliciter obstruant et prosterni faciant; necnon prefatos Johannem, Robertum, Walterum, Thomam, Laurencium, Ricardum, Robertum,

Robertum, David, Alexandrum, Jacobum, Willelmum, Henricum, Andream, Thomam, Patricium, Jacobum, Henricum, Thomam, Johannem, Willelmum et Jacobum, prefatarum terrarum tenentes, primo, secundo, tertio, vt supra, quatenus indilate et in futurum ad dictum molendinum de Arryngrosk sua blada et grana, humida et sicca, molenda deportent et deferent, multuram, vt supra expremitur, plenarie et integre de terminis preteritis et futuris persoluant realiter et cum effectu, sub pena excommunicationis maioris, quam in ipsos et ipsorum quemlibet monitionibus huiusmodi non parentes, ex nunc prout extunc et e contra, lapsis dictis nouem diebus, trina et canonica monitione premissa, ferimus in hiis scriptis, et quos vos sic excommunicatos in ecclesiis vestris omnibus diebus dominicis et festiuis publice et solemniter denuncietis non cessantes donec a nobis aliud habueritis in mandatis et presentes debite executas earundem latori reddatis : Datum sub sigillo nostro, apud Perth, secundo die mensis Decembris anno Domini millesimo quingentesimo decimo tertio. ARRINGROSK

10. Arryngrosk multure concordia et Sancte Marie acra.

Universis et singulis sancte matris ecclesie filiis ad quorum noticias presentes litere peruenerint, Hugo Spens sacre theologie professor, decretorum doctor, prepositus ecclesie collegiate sancti Saluatoris, iudexque cause et partibus infrascriptis, vnacum nostris in hac parte collegis se legittime excusantibus, a sede apostolica specialiter constitutus salutem, et presentibus fidem adhibere indubiam : Literas sanctissimi in Christo patris et domini nostri, domini Leonis pape decimi, nobis presentatas, nos cum ea reuerentia qua decuit noueritis recepisse, huiusmodi sub tenore : Leo episcopus seruus seruorum Dei, dilectis filiis sancti Saluatoris et beate Marie de rupe Sanctiandree ciuitatis prepositis, ac in diocesi Sanctiandree commorantibus, Dauid Spens canonico Moraviensium ecclesiarum, salutem et apostolicam benedictionem : sua nobis dilecti filii Andreas Murray de Balward, Robertus Douglas, Johannes Annand, Walterus

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Ymry, Johannes Annand, Thomas Ymry, Laurencius Peyt, Ricardus Edward, Robertus Cuthlar, David Foster, Alexander Atkyn, Jacobus Ballinbin, Willelmus Atkin, Henricus Maky, Thomas Sonzour, Patricius Greg, Jacobus Annand, Henricus Brison, Thomas Dikson, Johannes Multray, Willelmus Murray et Jacobus Johneson, ac quidam alii clerici et laici, necnon dilecta in Christo filia Margareta Berclay, prefati Andree Murray vxor, Sanctiandree diocesis, in hac parte litisconsortes petitione monstrarunt quod olim abbas et conventus monasterii de Cambuskynneth sancti Benedicti seu alterius ordinis, dicte diocesis, falso asserentes quod dicti litisconsortes eorum grana, humida et sicca, ad quoddam eorundem abbatis et conventus molendinum de Arryngrosk nuncupatum, ad multandum deferre seu portare et multuram huiusmodi granorum eis persoluere tenebantur; ipsos litisconsortes super hiis rebusque aliis tunc expressis coram certo archidiacono ecclesie Sanctiandree quem iudicem super hoc competentem fore dicebant, non ex delegatione apostolica, traxerunt in causam, et idem archidiaconus, quisbusdam exceptionibus et defensionibus legitimis et releuantibus ac de jure admissibilibus, pro parte dictorum litisconsortum coram eo suis loco et tempore propositis, saltem tacite reiectis, in causa ipsa perperam et de facto procedens, quamdam in fauorem dictorum abbatis et conuentus et contra prefatos litisconsortes sententiam promulgauit iniquam, a qua et nonnullis tunc expressis litisconsortibus per eundem archidiaconum illatis grauaminibus pro parte eorundem litisconsortum fuit ad sedem apostolicam appellatum: Quocirca discretioni vestre per apostolica scripta mandamus, quatenus vocatis qui fuerint euocandi et auditis hinc-inde propositis, quod justum fuerit, appellatione remota, decernatis, facientes quod decreueritis per censuram apostolicam firmiter obseruari: testes autem qui fuerint nominati, si se gracia, odio vel fauore subtraxerint censura simili, appellatione cessante, compellatis veritati testimonium perhibere: Quod si non omnibus hiis exequendis potueritis interesse, duo aut vnus

vestrum ea nichilominus exequantur : Datum Rome, apud sanctum Petrum, anno incarnationis Dominice millesimo quingentesimo quartodecimo, quinto Idus Nouembris, pontificatus nostri anno secundo : QUAREMQUIDEM literarum apostolicarum vigore vocatis preinsertis abbate et conuentu, ac lite coram nobis aliquandiu super preinsertis molendino et eius multura pendente, processum est in causa huiusmodi ad plures actus judiciales citra tamen sentencie diffinitiue prolationem ; Tandem die, anno et loco subscriptis, coram reuerendo in Cristo patre et domino, domino Gawino miseratione diuina episcopo Abirdonensi, prius Sanctiandree archidiacono, judice de quo est in huiusmodi causa appellationis et de quo in preinsertis literis generalis dignitatis nominis mentio facta est, necnon venerabili in Christo patre Henrico abbate monasterii de Lundoris, nostris in hac parte assessoribus, nobisque pro tribunali sedentibus comparuerunt venerabilis in Christo pater Alexander Abbas monasterii de Cambuskynneth, pro se suoque conuentu et monasterio, ex vna parte, et dominus Dauid Murray de Fourgy seu Arryngrosk, miles, illius dominii baro et feodi recti dominus, domina Margareta Barclay eius mater, ex cuius jure prouenit dicta hereditas et dominium ; dominus Andreas Murray, miles, dicte domine Margarete sponsus, vsufructuarii seu liberi tenementi domini dominii et baronie predicte, ac eciam Johannes Murray dicti domini Dauid frater germanus, et dictorum dominorum Andree et Margarete filius secundo genitus, vassallus fratris terrarum de Condland, ac dominus terrarum vitalis de Pettillok infra dictum dominium, consistens pro suo interesse ex aduerso principalis, et disputatione inter partes predictas aliquandiu coram nobis et assessoribus predictis facta, allegante dicto Alexandro abbate molendinum de Arryngrosk cum suis juribus et pertinenciis, cum duabus acris terre eidem adiacentibus, riuum et stagnum conseruandum et reficiendum, molaresque vehendum, cum ceteris juribus ex molendinorum legibus pertinere et per incolas terrarum de Arryngrosk, Condland, Hethame, Lethame, Pettillok,

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Fourgy, et ly Fosterseyt fieri; necnon multuram de Arryngrosk, Condland, Newtoun, Fourgy, Hethame, Lethame, et Fosterseyt ad decimum sextum vas constitutam, et tenentes de Petillok ad vigesimum quartum vas, [et tenentes] de Balwarde, Beyn et Cathechill ad multuram debitam astrictos esse; necnon quandam acram terre prope ecclesiam de Arryngrosk, infra boundas ville de Pettillok jacentem, sibi et dicto monasterio suo pertinere, et injuste per dictum dominum Andream et reliquos prescriptos ab eisdem detentam; necnon molendinum de nouo constructum apud castrum de Balwarde, quod petiit demoliri et distrui secundum tenorem carte domini Henrici de Freslaw domini de Fourgy, pro se et heredibus et successoribus dictis abbati, conuentui et eorum monasterio de Cambuskynneth, super singulis premissis facere: Subsequenter vero idem dominus Dauid Murray, miles, Johannes frater eius, dominus Andreas, et Margareta allegantes quod vltra memoriam hominum nec unquam ab inicio dicti religiosi viri erant in possessione multure dictarum terrarum de Balwarde, Cathochill et Beyn, et molendinum similiter ad illa tempora fuisse ibidem constructum, in cuius terrarum multure et molendini semper extiterunt in possessione, quodque similiter ville et terre de Ethame, Lethame, ly Fosterseyt, in huiusmodi carta minime continebantur, et tenentes illarum ad multuram minime cogi debuerant, sicut nec eciam acram illam terre vocatam *Mare Akyr* dare non erant compellendi, ex eo quod dictis religiosis viris minime vnquam per dominum de Fourgy aut Petillok concessa erat; ad percendum tamen laboribus et expensis, litiumque dubietatem et anfractus vitandum, interuentu dicti reuerendi in Christo patris, et propter bonum pacis et concordie in hanc que sequitur concordiam finaliter est deuentum, videlicet, dicti dominus Dauid et Johannes pro se et heredibus suis, tenentibus et assignatis, ratificarunt et approbarunt et quantum in eis fuit confirmarunt, prout tenore presentium ratificant, approbant et confirmant, et quantum opus est de nouo dant omnes et singulas illas donationes, factas per Henricum de Freslaw

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dominum de Forgy, dicte domine Margarete progenitorem, abbati, conuentui et monasterio predictis de et super molendino de Arryngrosk et duabus acris terre eidem adiacentibus, cum omnibus suis juribus, asiamentis et pertinentibus aut in futurum pertinere valentibus quocunque casu vel causa in puram elemosinam perpetuam, nullo in dicto molendino retento jure, exceptis quatuor solidis annui redditus monasterio de Culross ex eodem molendino prius donatis; et similiter dicta domina Margareta de consensu sui sponsi specialiter et personaliter facto, et dicto domino Andrea de nostra et dicte Margarete presenciis amoto, domina Margareta, tactis sanctis Dei ewangeliis, se ad hoc minime coactam, corporale prestitit juramentum, dictusque dominus Andreas iterum rediens pro eius et dicte domine Margarete toto tempore vite ratificarunt, approbarunt et quantum in eis fuit confirmarunt prefatas donationes, sic quod si minor terra adiacet dicto molendino quam due acre aut duas acras per eos augebunt, et si plus possident abbas et conuentus, quod est supra dictis dominis Dauid, Andree et Margarete spectabit, cum pacto fide firmato de non construendo molendinum de nouo, aliudve edificium, vel quodcunque aliud facere per quod aut occasione cuius vtilitati predictorum abbatis et conuentus in aliquo poterint derogari: Cum obligatione dicti domini Dauid et heredum suorum atque successorum quod si aliqui tenentes sui qui ad dictum molendinum sectam debent dicto molendino se subtraxerint vel subtrahant, seu ad dictum molendinum venientes pro multura prout de jure tenentur non satisfaciant, vt satisfaciant, dictus dominus Dauid heredes et successores sui, non venientes vt veniant, non satisfacientes vt satisfaciant, quam districtius poterint compellant et distringant; scilicet, tenentes de Arryngrosk, coloni de Condland, Petillok, Forgy, Heithame, Lethame et Fosterseyt ad satisfaciendum de bladis suis, tam siccis quam humidis, et tam ductis ad molendinum quam aliter expositis, vulgariter *dry multir*, vigesimum quartum vas et mensuram, vnacum causa, secta et compulsione tenencium dictarum terrarum ad molen-

ARRINGROSK.

dinum, riuum, stagnum et molarium vectionem, reficiendum, construendum secundum ratam terrarum dictorum dominorum Dauid, Johannis, Andree et Margarete infra perrochiam de Arryngrosk pertinentium et consistentium tociens quociens hoc facere sit necesse; dicta acra terre vocata *Mare Akyr* eisdem abbati et conuentui, quia in possessione eiusdem fuerunt, imperpetuum remanebit; et quod in futurum nullum bladum dictorum suorum tenentium terrarum predictarum et terrarum regiarum de Newtoun molendum in molendino suo de Balward recipient seu molendinum de nouo construant, vel impedimentum faciant quominus dicti abbas et conuentus ac eorum firmarii molendini de Arryngrosk debitam recipiant multuram; et similiter in futurum sint auxilio fauore et consilio dictis abbati et conuentui in collectione et perceptione suarum decimarum predialium et personalium ecclesie de Arryngrosk; nec sibi abbati et conuentui et suis successoribus sint impedimento per se aut suos tenentes, familiares, consanguineos, affines et alios quos impedire poterint; et si contingat noualia fieri in bondis dictarum villarum de Arryngrosk, Condland, Heithame, Lethame, Petillok, Forgy, Fosterseyt vel noua edificia construi, et illis nomina noua imponi, aut nomina villarum predictarum mutari, nichilominus remanebit dictis abbati et conuentui et successoribus eorum molendino de Arryngrosk et firmariis multura earundem et omnium terrarum et dominii de Fourgy infra parochiam de Arryngrosk consistentium; et quia in dicta carta domini Henrici de Freslaw ad plenum non constabat tenentes de Balward ad dictum molendinum de Arryngrosk astrictos, nec eciam tenentes dictarum villarum de Beyn de Cathochill in vsu fuisse veniendi ad idem molendinum, dictumque molendinum de Balward antiquitus constructum, quod molendinum ipsum de Balward remanebit in suo statu sicut nunc est, multureque dictarum villarum de Balward, Beyn et Cathochill eidem molendino pertineant, et ab omni secta et exactione dicti molendini de Arryngrosk sint liberi imperpetuum. Et dicte partes hinc inde pro perimpletione

premissorum se, suos successores heredes et assignatos respectiue submiserunt jurisdictionibus Sanctiandree et Dunblanensis, et easdem prout opus fuerit imperpetuum prorogarunt, procuratoresque constituerunt, cum ratihabitione, venerabiles viros magistros et dominos Johannem Spens, Martinum Balfour, Robertum Reid, Thomam Wemys, Alexandrum Martyn, Johannem Ches holme, Jacobum Wilson, Robertum Leirmonth, Duncanum Burnate, Walterum Mailuile, Henricum Sibbald et Ricardum Striueling, et eorum quemlibet in solidum, ad coram ordinariis dictarum diocesium et eorum officialibus seu commissariis confitendum dictam concordiam et nomine parcium assumendum monitiones, penas et censuras ecclesiasticas in se, successores, heredes et assignatos cum coertione canonica, quociens contrauentum fuerit eidem concordie : Et quia dictus dominus Dauid miles et Johannes eius frater minor annis erant in decimo octavo et decimo nono annis vel eocirca, constituti per nos de priuilegiis minorum certificati et certiorati ad premissa seruanda corporale prestiterunt iuramentum, et contrauenientes, si abbas et conuentus aut eorum successores, centum libras ; si Dauid, Andreas, Margareta, Johannes, heredes sui aut assignati, centum libras monete Scotie seruanti antequam ad ingressum litis admittantur satisfaciant sine compulsione : In quorum omnium et singulorum robur, fidem et testimonium premissorum presentes literas siue presens publicum instrumentum hanc concordiam in se continens eximde fieri, et per notarium publicum subscriptum subscribi et publicari mandauimus, nostrique sigilli iussimus et fecimus appensione communiri ; et parti huius concordie cum dictis abbate et conuentu eorumque successoribus prefato monasterio de Cambuskynneth permansure sigilla dictorum domini Dauid, Andree, domine Margarete et Johannis ; parti vero cum dictis domino Dauid, Andrea, Margareta et Johanne, et cum heredibus permansure sigillum commune dicti monasterii de Cambuskynneth sunt appensa ; apud Sanctum Andream, die vicesimo primo mensis Nouembris anno Domini millesimo

ARRINGROSK.

ABRINGROSK.

quingentesimo vicesimo primo, indictione decima, pontificatus sanctissimi in Christo patris et domini nostri, domini Leonis diuina prouidencia pape decimi anno nono ; presentibus ibidem dictis reuerendo in Christo patre Gauino miseratione diuina Abirdonensi episcopo, Henrico abbate de Lundoris; venerabilibus, honorabilibus et honestis viris magistris Georgio Ferne rectore vniuersitatis Sanctiandree, Duncano Burnate, Roberto Broun, Willelmo Mailuile, capellanis, et Roberto Arduthre, testibus ad premissa vocatis pariter et rogatis.

ROBERTUS REID, Notarius Publicus.

Et ego Robertus Reid arcium magister, clericus Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia predictarum literarum lecture apostolicarum dictique contractus concordie interuentu dicti reuerendi in Christo patris confectioni, prefatorum judicum submissioni, eorundemque jurisdictionum prorogationi, procuratorum prefatorum constitutioni, potestatis dationi, juramentorumque prestationi et pene appositioni, ceterisque premissis omnibus et singulis dum sic, vt premittitur, agerentur, dicerentur et fierent, vnacum prenominatis testibus presens et personaliter interfui, eaque omnia et singula, sic fieri vidi, sciui et audiui ac in notam cepi; ideoque hoc presens publicum instrumentum prefatum contractum concordie in se continens, manu aliena, me aliis negociis prepedito, fideliter scriptum, exinde confeci, et in hanc publicam formam redegi, signoque nomine et subscriptione meis solitis et consuetis, vnacum appensione sigillorum predictorum magistri nostri, magistri Hugonis Spens judicis delegati antedicti in media cauda, domini Dauid, militis, in prima cauda, Andree eius patris in secunda, Margarete in quarta, et Johannis Murray in quinta cauda, signaui, in fidem et testimonium omnium et singulorum premissorum rogatus et requisitus.

ROBERTUS REID, Notarius Publicus.

11. Bulla domini Abbatis de Cambuskynneth super molendino de Arryngrosk.

Johannes episcopus seruus seruorum Dei, dilectis filiis abbati et conventui monasterii de Cambuskynneth ordinis Sancti Augustini, Sanctiandree diocesis, salutem et apostolicam benedictionem: Cum a nobis petitur quod iustum est et honestum, tam vigor equitatis quam ordo exigit rationis vt id per solicitudinem officii nostri ad debitum producatur effectum, sane petitio vestra nobis exhibita continebat quod nobilis vir Willelmus de Freslaw dominus de Fourgy, Sanctiandree diocesis, de propria salute cogitans, et cupiens terrena in celestia et transitoria in eterna salubri commertio commutare, molendinum de Arryngrosk dicte diocesis cum duabus acris terre adiacentibus dicto molendino, cum omnibus juribus, pertinenciis et asiamentis ipsius molendini tunc ad dictum nobilem pertinentibus, vobis et monasterio vestro pro suo et parentum suorum animarum remedio, imperpetuum pia et prouida deliberatione donauit, prout in patentibus literis inde confectis venerabilis fratris nostri episcopi Sanctiandree et dicti nobilis sigillis munitis plenius dicitur contineri; nos itaque vestris supplicationibus inclinati quod super hoc pie et prouide factum est ratum et gratum habentes, id autoritate apostolica confirmamus, et presentis scripti patrocinio communimus: Nulli ergo omnino hominum liceat hanc paginam nostre confirmationis infringere, vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Avinione Kalendas Nouembris, pontificatus nostri anno terciodecimo.

12. Donatio Richardi de ecclesia de Alueth.

Richardus Dei gracia Dunkeldensis episcopus, omnibus sancte matris ecclesie filiis, salutem: Sciant tam posteri quam presentes me dedisse et concessisse et

ALVETH

hac mea carta confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus ecclesiam de Alueth cum omnibus iustis pertinentiis suis in perpetuam elemosinam: Tenendam ita libere et quiete et honorifice, sicut aliqua ecclesia liberius et quietius et honorificentius tenetur in episcopatu meo, saluo episcopali jure; teste Bricio, priore de insula Sancti Columbe, Thoma capellano Netretule, Radulfo capellano episcopi, Magistro Abraham, Eugenio clerico, Macduschath, Hugone clerico, cancellario.

13. De ecclesia de Alueth non tenemur presentare vicarium.

Omnibus Cristi fidelibus ad quos presens scriptum peruenerit, Richardus Dei gracia episcopus Dunkeldensis, eternam in Domino salutem: Nouerit uniuersitas vestra nos virorum religiosorum, abbatis et conuentus de Cambuskynneth, paupertati compacientes, de communi consensu decani et capituli nostri Dunkeldensis, concessisse eisdem caritatis intuitu, vt in ecclesia sua de Alueth propter eius tenuitatem possint libere deseruire, sine compulsione vicarii faciendi, per ydoneum capellanum nobis et successoribus nostris pro tempore imperpetuum presentandum, saluis nobis et successoribus nostris episcopalibus sicut dicta ecclesia antiquitus facere consueuit: Vt autem ista concessio nostra perpetue firmitatis robur obtineat, sigillum nostrum vnacum sigillo capituli nostri Dunkeldensis presenti scripto fecimus apponi: Datum apud Dunkeld, die Veneris proximo post festum Omnium Sanctorum anno gracie millesimo ducentesimo sexagesimo, teste capitulo.

14. Alueth terra ecclesiastica.

Omnibus Cristi fidelibus hoc scriptum visuris vel audituris, Alexander dominus de Striueling, miles, salutem eternam in Domino: Noueritis me, diuine pietatis intuitu et pro salute anime mee et antecessorum et successorum meorum, dedisse, concessisse et hac presenti carta mea confirmasse

ALVETH

Deo et beate Marie et sancto Seruano et ecclesie sancti Seruani de Alueth imperpetuum, pro me et heredibus meis, vnam acram terre cum pertinenciis suis in villa de Alueth, illam videlicet que jacet propinquior fonti sancti Seruani, inter ipsum fontem et ecclesiam, cum libero introitu et exitu: Tenendam et habendam libere et quiete in liberam puram et perpetuam elemosinam omnibus rectoribus dicte ecclesie qui pro tempore fuerint, in dotem ipsius ecclesie, adeo libere, quiete et honorifice sicut dos alicuius ecclesie liberius, quietius et honorificentius teneri poterit vel possideri: Ego vero et heredes mei dictam acram terre cum pertinenciis suis et libertatibus, vt predictum est, eidem ecclesie et eius rectoribus contra omnes homines et feminas warantizabimus, imperpetuum adquietabimus et defendemus: Et vt ista donatio mea perpetue firmitatis robur obtineat, presens scriptum sigilli mei impressione roboraui: testibus, domino Roberto Dei gracia episcopo Dunblanensi qui dictam ecclesiam die dominica proxima post festum sancte Scolastice virginis anno gracie millesimo ducentesimo septuagesimo secundo, me personaliter ecclesiam dotante, dedicauit, magistro Thoma decano, magistris Richardo et Johanne de Roglyn, canonicis Dunblanensibus, domino Patricio de Grahame, Johanne filio meo primogenito, Ricardo de Trippeneth, Henrico filio Roberti de Striuelin, et aliis.

15. Donatio ecclesie de Alueth per Hugonem episcopum Dunkeldensem.

Hugo Dei gracia Dunkeldensis episcopus, omnibus sancte matris ecclesie filiis eternam in Domino salutem; Cum non tantum plantare sacram religionem, verum eciam plantatam fouere omnibus modis debeamus, vt subsequens gracia Christi incrementum tribuat et augmentum, notum sit vniuersitati vestre nos concessisse ecclesiam de Alueth ecclesie sancte Marie de Striueling et canonicis ibidem Deo seruientibus regulam sancti Augustini professis, quam ecclesiam pie memorie Richardus et Johannes predecessores

ALVETH

nostri eis caritatiue contulerunt; nos autem eorundem canonicorum tenuitati et paupertati compacientes, et predictam donationem ratam habentes, eandem benignius interpretantes concedimus et volumus vt iidem canonici fructus eiusdem ecclesie ad vsus proprios, secundum quod sibi melius expedire viderint, valeant convertere; presentabunt eciam eidem canonici nobis et successoribus nostris capellanos qui pro tempore eidem ecclesie deseruient, nobis et successoribus nostris de plebis cura respondeant; ipsis vero de temporalibus si maluerint rationem reddant competentem, saluis episcopalibus; hiis testibus, magistro Hugone archidiacono Dunkeldensi, magistro Willelmo de Edenam, magistro Richardo de Raparlaw, Barnardo capellano de Kergill, magistro Johanne de Hetun, et multis aliis.

16. Donatio Willelmi regis Scotie ecclesie de Alueth.

Wilelmus Dei gracia Rex Scotorum, episcopis, abbatibus, comitibus, baronibus, justiciis, ministris, et omnibus probis hominibus tocius terre sue, clericis et laicis, salutem: Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie sancte Marie de Striuelyne, et canonicis ibidem Deo seruientibus, ecclesiam de Alweth cum decimis omnimodis et omnibus eiusdem ecclesie iustis pertinentiis: Tenendam et habendam ita libere et quiete, plenarie et honorifice, in liberam et perpetuam elemosinam, sicut alias suas ecclesias liberius, quiecius, plenius et honorificencius tenent: testibus, Richardo de Moreuill constabulario, Waltero Olikis (Olifard) justiciario, Waltero de Barkillie camerario, Roberto de Berkyle, apud Striuelyn.

17. Alueth ob visitationem episcopi vltra numerum et fructuum sequestrationem.

In nomine Domini amen: Per hoc presens publicum instrumentum cunctis pateat evidenter quod anno Domini millesimo tricentesimo nonagesimo quarto.

mensis Februarii die terciodecimo, indictione tercia, et pontificatus sanctissimi in Christo patris ac domini nostri, domini Benedicti diuina prouidencia pape anno primo: In mei notarii publici et testium infrascriptorum presencia venerabilis in Christo pater Willelmus permissione diuina, abbas monasterii de Cambuskynneth, sancti Andree diocesis, personaliter constitutus, pro se et monasterio suo predicto, quamdam appellacionem in scriptis in quadam cedula papirea exhibuit et interposuit, et apostolos cum instantia peciit sub hac forma: Cum appellationis seu prouocationis remedium in subsidium oppressorum, seu verisimiliter opprimi timentium a jure salubriter sit indultum, hinc est quod ego Willelmus de Blakburne abbas monasterii de Cambuskynneth, ordinis sancti Augustini, Sanctiandree diocesis, nomine meo et monasterii mei predicti, propono et dico quod licet reverendus in Christo pater, dominus Robertus miseratione diuina episcopus Dunkeldensis, septimadecima die mensis Januarii vltimi preteriti, ecclesiam de Lecro, et in crastino ecclesiam de Alueth personaliter visitaverit, cum quinquaginta sex euectionibus, meis expensis et monasterii mei predicti, ipsam procurando, ipse, dicta procuracione non obstante, per literas suas patentes sequestrari mandauit omnes et singulos fructus ecclesiarum predictarum in manibus laicorum, monentes nono die mensis Februarii presentis Johannem de Conynghame et Johannem de Zare, receptores fructuum dictarum ecclesiarum, vt huiusmodi fructus tam preteritos quam presentes et futuros, qualitercunque debitos, in manus suas colligant et custodiant, nemini respondendo de eisdem, preter expensas necessarias, pro seruicio dictarum ecclesiarum, et sibi de residua huiusmodi fructuum curent fideliter respondere sub pena excommunicationis; monendo eciam eodem die capellanos perrochianos ecclesiarum predictarum vt ibidem amplius non celebrarent nec deseruiant ecclesiis predictis quindecim diebus post monitiones predictas elapsis; et eciam quod capellani predicti iuxta ecclesias memoratas resideant, et mansa

ALVETH

ALVETH. seu hospicia ad residendum habeant ante festum pasche proxime futurum, licet ecclesia de Lecro non habeat mansum nec vnquam habuit sibi limitatum, nec ego seu monasterium meum ibidem habeam aliquam terram pro huiusmodi manso deputando: Ex quibus fructuum sequestratione, monitionibus, processibus et mandatis sentiens me, monasterium meum predictum, capellanos et fructuum receptores seu meos procuratores, per dictum dominum episcopum indebite grauari ab eodem domino episcopo Dunkeldensi et a dictis suis sequestrationibus, monitionibus, processibus et mandatis, et ab omnibus grauaminibus que ex dicto iniquo processu suo colligi possunt, necnon ab omnibus sentenciis excommunicationis suspensionis et interdicti, et aliis penis quibuscunque in dictis literis suis contentis, factis et faciendis, latis et ferendis, impositis et imponendis, nomine meo et monasterii mei predicti ad sacrosanctam sedem apostolicam et dominum nostrum papam in hiis scriptis prouoco et appello et apostolos peto instanter, instantius et instantissime, qui si michi denegati fuerint, iterum ut prius prouoco, appello et apostolos peto, cum instancia prenotata; subiciens me, monasterium meum predictum, et ecclesias predictas de Alueth et de Lecro, et eorum capellanos, fructus, redditus et prouentus earundem, procuratores seu collectores, ac omnia bona monasterii mei predicti protectioni, tuitioni et defensioni sacrosancte sedis apostolice supradicte: Et protestor me hanc meam appellationem infra juris terminum velle prosequi cum effectu; et si opus fuerit innovare, mutare, addere, diminuere, et si informis sit, in debitam formam redigere, ad consilium seu correctionem cuiuslibet sapientis: Exhibita, lecta et interposita fuit hec appellatio in scriptis coram me notario infrascripto et testibus subscriptis per dictum dominum abbatem de Cambuskynneth, in ecclesia perrochiali de Perth, anno, indictione, die, mense et pontificatu quibus supra: presentibus dominis Roberto de Lanark, et Johanne Kuyk capellanis, Johanne filio Walteri burgensi ville de Perth, et multis aliis testibus ad premissa vocatis specialiter et rogatis.

Donatio terre de harth

Wilelmus dei gratia Rex scotorum
omnibus probis hominibus totius terre sue clericis
et laicis salutem Sciant presentes et futuri me dedisse
et concessisse et hac carta mea confirmasse deo et ecclie
sancte marie de stromelyn et canonicis ibidem deo ser
men unum plenarium tostum in burgo meo super harth
Tenendi in liberam et puram et perpetuam elemosi
nam ita libere et quiete plenarie et honorifice sicut aliqua
domus religiosa aliquod tostum in predicto burgo meo su
per harth liberius et quietius plenius et honorificen
tius tenet et possedit Testibus Richardo de prebend
clerico meo gernasio auenell Johanne de hastitig al
exro vic meo de stromelin Rad de camer Ric filio hug
hernico de kinross Rogero de Wiltum Apud stromelin
vicesimonono die mensis Septembris 24

Et ego Richardus de Creyth, clericus Sancti Andree diocesis, publicus auto- ALWAY
ritate apostolica et imperiali notarius, predicte appellationis interpositioni, exhibitioni et lecture, ac apostolorum petitioni, et omnibus aliis et singulis suprascriptis, dum sic vt premittitur fierent et agerentur, vnacum prenominatis testibus presens interfui, eaque sic vidi fieri et audiui, et in hanc publicam formam redegi, propria manu scripsi, signoque meo consueto signaui, rogatus et requisitus in testimonium omnium premissorum.

CREYTH Notarius Publicus.

18. DONATIO TERRE DE HARTH.

WILELMUS Dei gracia Rex Scotorum, omnibus probis hominibus tocius terre sue, clericis et laicis, salutem; Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striuelyne, et canonicis ibidem Deo seruientibus, vnum plenarium toftum in burgo meo super Harth: Tenendum in liberam et puram et perpetuam elemosinam, ita libere et quiete, plenarie et honorifice sicut aliqua domus religiosa aliquod toftum in predicto burgo meo super Harth liberius et quietius, plenius et honorificentius tenet et possidet; testibus, Richardo de prebenda, clerico meo, Geruasio Auenell, Johanne de Hastitig (Hastingis), Alexandro vicecomite meo de Striuelin, Radulfo de Camera, Ricardo filio Hugonis, Henrico de Kinross, Rogero de Wiltum, apud Striuelin, vicesimo nono die mensis Septembris.

19. CONTRA CAPELLAM DE ALWAY.

HENRICUS miseratione diuina episcopus Sancti Andree, capellano parrochiali ecclesie de Clakmannane, salutem cum benedictione diuina: Quamuis diuersis vicibus diuersos fecerimus processus contra parrochianos ecclesie predicte ex eo quod defectus eiusdem ecclesie reparationibus variis indigentis reficere non curauerint, ipsi tamen huiusmodi nostris processibus minime paruerint, pro eo

ALWAY

quod viri inhabitantes terminos et districtus seu dominium de Alway vnacum eis ad huiusmodi reparationes contribuere noluerint, super quo informationes debite fieri fecimus, et materiam plene discussimus cum peritis, per quas comperimus commorantes in terris, districtu, seu in dominio de Alway ad reparationes ecclesie parrochialis de Clakmannan quascunque et quocienscunque contigerint, vnacum aliis universis parochianis dicte ecclesie debere contribuere et teneri, vnde ipsos ad huiusmodi reparationes teneri tenore presencium decernimus et declaramus : Quocirca uobis in virtute obediencie firmiter precipimus et mandamus quatenus, autoritate nostra moneatis omnes et singulos parrochianos predictos et precipue illos de terris, districtu seu dominio antedictis, quos nos monemus per presentes vt infra triginta dies a tempore publicationis presencium immediate sequentes, quorum decem dierum pro prima monitione, decem pro secunda monitione, et reliquos decem dies pro tertia et canonica monitione ac termino peremptorio eis et eorum singulis assignamus, et per vos volumus assignari, et predictos defectus incipiant reformare, continuando donec plenarie reformentur, alioquin ipsos omnes et singulos, seu eorum personas singulares qui huiusmodi vestris monitionibus ymmo verius nostris non paruerint cum effectu, lapsis dictis triginta diebus, excommunicamus in hiis scriptis, quos statim sic per vos fore excommunicatos, singulariter et nominatim denuncietis : Et nichilominus ob culpam ipsorum nostris monitionibus non parencium, si huiusmodi excommunicationem sustinuerint per nouem dies, animo indurato, ecclesiam ipsam de Clakmannane, necnon capellas et oratoria infra parochiam ipsam, et presertim infra terras, districtum seu dominium de Alway tenore presencium ecclesiastico supponimus interdicto, inhibentes universos viros ecclesiasticos, ne quis extunc in ecclesia et capellis seu oratoriis predictis diuina celebrare, nisi in casibus premissis a jure, presumat, aut aliqua sacramenta ecclesiastica ministrare, penitentia moriencium et baptismo paruulorum exceptis : et in signum huius mandati nostri per vos plenius executi

sigillum vestrum presentibus apponatis, ac modum et formam execucionis, vnacum nominibus testium qui intererunt subscribatis: Datum sub sigillo nostro apud Sanctum Andream, uicesimo die mensis Maii, anno Domini millesimo quadringentesimo nono, et consecrationis nostre sexto. ALWAY

20. Acquittancia Henrici Abbatis Cambuskynneth de officio Thesaurarii.

Jacobus Dei gracia rex Scotorum, uniuersis et singulis ad quorum noticias presentes littere peruenerint, salutem: Sciatis nos recepisse bonum et fidele compotum ac solutionem plenariam a uenerabili in Christo patre nostroque consiliario, Henrico abbate monasterii nostri de Cambuskynneth, de omnibus et singulis pecuniarum summis, compositionibus, wardis, releuiis, maritagiis, extractibus itinerum justiciarie et camerarie, ac vicecomitum et balliuorum curiarum amerciamentis, ac cartarum, remissionum, infeodationum compositionibus, et de omnibus extractis, proficuis, bonis et intromissionibus, et aliis rebus quibuscunque per eundem uenerabilem in Christo patrem jure fiscali vel alias habitis et receptis, ac quomodolibet expositis, omni tempore quo habuit de nobis officium nostre thesaurarie, et de eisdem, vt premittitur, fidele compotum reddidit dominis nostri consilii et clericis per nos ad huiusmodi compotum audiendum et recipiendum limitatis et assignatis; necnon recipimus ab eodem uenerabili patre plenariam et integram deliberationem omnium et singulorum nostrorum jocalium, lapidum preciosorum, ac auri et argenti, monetati et non monetati, et aliorum bonorum nostrorum quorumcunque sibi in custodia commissorum, et per eum receptorum aliquo tempore quo intromisit cum officio nostre thesaurarie predicto; de quibus omnibus et singulis pecuniarum summis, compositionibus, wardis, releuiis, maritagiis, extractibus itinerum justiciarie et camerarie, curiarumque vicecomitum et balliuorum amerciamentis, ac cartarum, remissionum, infeodationum, et aliarum litterarum quarumcunque

ALWAY.

compositionibus, et de omnibus eschaetis, proficuis et intromissionibus, jure fiscali et alias quauis occasione et quacunque de causa; necnon de omnibus jocalibus, lapidibus preciosis, ac auro et argento, monetato et non monetato, et aliis bonis quibuscunque vsque in diem date presencium tempore preterito, ratione dicti officii thesaurarie per eundem uenerabilem patrem receptis, habitis, expositis et nobis deliberatis, tenemus nos bene contentos, placatos, ac plenarie et fideliter persolutos, et dictum venerabilem patrem suosque successores, heredes, executores et seruitores, pro nobis, heredibus et successoribus nostris, de omnibus premissis acquietauimus, quittosclamauimus et exoneravimus, tenore presencium acquietamus, quittosclamamus, et exoneramus pro perpetuo: In cuius rei testimonium magnum sigillum nostrum presentibus apponi fecimus, apud Striueling, decimo sexto die mensis Augusti anno Domini millesimo quadringentesimo nonagesimo quinto, et regni nostri octauo.

21. Instrumentum de capella de Alway.

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno a natiuitate Domini juxta computationem ecclesie Scoticane millesimo quadringentesimo primo, mensis Maii die quintodecimo, indictione nona, pontificatus sanctissimi in Christo patris ac domini nostri, domini Benedicti diuina prouidencia pape tertii decimi, anno septimo; in mei notarii publici et testium infrascriptorum presencia personaliter constitutus venerabilis in Christo pater, Patricius abbas monasterii de Cambuskynneth, nomine sui monasterii et eiusdem loci conuentus, personaliter constitutus, quamdam literam papiream clausam sub signeto nobilis domini, domini Dauid Flemyng domini de Bigar, et infra sigillis nobilium et discretorum virorum Johannis de Levingston, militis, domini de Calandar, Johannis de Erskin cancellarii Glasguensis, Willelmi de Blakburne vicarii de Kirkyntulach, et Johannis de Vchiltre notarii publici, in cera rubea affixis, autentice roboratis

ALWAY

michi notario publico prebuit perlegendam; cuius tenor sequitur in hec verba: Acta apud Cambuskynneth, sexto die mensis Aprilis, anno, etc. quadringentesimo primo decretum fuit et ordinatum per nobiles ac potentes et discretos viros, dominos Dauid Flemyng dominum de Bigar, Johannem de Levingstoun dominum de Calentar, milites, Johannem de Erskyn cancellarium Glasguensis, Willelmum de Blackburne vicarium de Kirkyntulach, et Johannem de Vchiltre, arbitros electos per reuerendum in Christo patrem Patricium abbatem de Cambuskynneth antedictum et eiusdem loci conuentum, ex vna parte, et nobilem et potentem dominum, dominum Thomam de Erskin, militem, dominum eiusdem, ex parte altera, in causa mota inter ipsos super seruicio capelle de Alway, quod dictus dominus Thomas clamabat fieri dicte capelle per dictum dominum Abbatem vt perpetuum vicarium de Clakmannan, consideratis rationibus ambarum partium propositis in dicta causa et allegatis tam viua voce quam scriptis, quod dicti domini abbas et conuentus, prout solito consueuerint, libenti animo prestabunt suum consensum quod canonicus siue presbyter in dicta vicaria de Clakmannan ministrans diebus dominicis et festiuis in dicta capella ministret modo hactenus consueto, si licentia domini episcopi Sanctiandree ex procuratione dicti domini Thome et incolarum sui dominii et aliorum dictam capellam frequentancium, mediante requisitione dicti domini Abbatis poterit impetrari sine fraude per ipsum et eundem capellanum in dicta vicaria ministrantem, et ad hec omnia et singula, vt premittitur, fideliter et immobiliter obseruandum vtraque pars predicta fidem mutuo prestitit corporalem, et in signum omnium premissorum sigilla arbitrorum antedictorum presenti scripto sunt affixa, anno, mense et die predictis, incluso signeto dicti domini Dauid, quod nostrum decretum ordinauimus apponi, presentibus immediate precedentibus infra festum Penthecostes: De cuiusquidem litere inspectura et publica lectura memoratus dominus Abbas, nomine quo supra, a me notario publico sibi fieri peciit publi-

ALWAY.

cum instrumentum : Acta fuerunt hec apud Cambuskynneth antedictum, loco capitulari eiusdem, hora quasi tertia post nonam, anno, mense, die, indictione et pontificatu quibus supra ; hiis testibus, domino Johanne de Erskin vicario de Incheschenane, Johanne Ysaach scutifero, Johanne de Benyne clerico, Ricardo de Blakburne, Roberto de Blakburn, Henrico Molendinam, Richardo Fabre, et multis aliis ad premissa vocatis capitulariter et rogatis.

Ego Willelmus de Blakburne presbiter Sanctiandree diocesis, publicus auctoritate apostolica notarius, dum hec omnia premittuntur, fierent et agerentur, vnacum prenominatis testibus presens interfui, eaque sic fieri vidi et audiui, et in hanc publicam formam redegi; ac quia me in aliis occupato, per alium scribi feci, et signo meo solito ac consueto signaui, per dictum dominum Abbatem rogatus ac specialiter requisitus, in testimonium omnium et singulorum premissorum. WILLELMUS BLAKBURN.

22. ARRINGROSK CAPELLANIE FUNDATIO PER ANDREAM MURRAY DE BALWARD MILITEM.

OMNIBUS hanc fundationis cartam indentatam siue indenturam bipartitam visuris vel audituris, Margareta Berclay, domina liberi tenementi omnium et singularum terrarum et baronie de Arryngrosk, Andreas Murray sponsus meus, et Dauid Murray filius noster, milites, dominus feodi recti omnium et singularum predictarum terrarum et baronie cum pertinentiis, salutem in omnium Saluatore : Quia in carta infeodationis dicti Dauid, militis, predictarum et aliarum terrarum mearum, per serenissimum principem Jacobum quartum, Scotorum regem illustrissimum, post meam resignationem in manibus suis apud Striueling, vigesimo primo die mensis Januarii anno Domini millesimo quingentesimo septimo factam, idem illustrissimus princeps, nostro ad hoc

accedente consensu, excepit et reseruauit quatuordecim marcas annui redditus de dictis terris et baronia de Arryngrosk et de quacunque parte earundem que dicto meo sponso et michi magis placeret, ad sustentacionem vnius capellani perpetui, loco quo nobis magis placitum foret, seruicium instituere pro salute anime mee, dicti serenissimi principis, et animarum aliarum in fundationis carta specificandarum, prout in eadem fundationis carta plenius continetur: Noueritis igitur nos Margaretam, Andream et Dauid, milites, vnanimi consensu et assensu, in laudem, gloriam et honorem sancte et indiuidue Trinitatis, Patris et Filii et Spiritus Sancti, gloriosissime virginis et beati Columbe abbatis, patroni nostri ecclesie parrochialis parrochie de Arryngrosk, Sanctiandree diocesis, dedisse, concessisse et in perpetuam elemosinam confirmasse, Deo, beate Marie virgini et beato Columbe predictis, ac domino Willelmo Mailuile presbytero, et suis successoribus presbyteris diuina celebrantibus et perpetuis futuris temporibus missas, horas canonicas et alia suffragia apud dictam ecclesiam celebraturis, dictas quatuordecim marcas annui redditus annuatim percipiendum et leuandum de omnibus et singulis terris baronie nostre de Arringrosk, et qualibet parte earundem, ad sustentationem dicti domini Willelmi et successorum suorum capellanorum, et eorum proprias manus nobis, aut heredibus et successoribus nostris, vel nostrorum aut illorum balliuis seu officiariis minime requisitis aut requirendis; necnon et duas acras terre continuo adiacentes cemiterio dicte ecclesie ad partem australem eiusdem, et ex parte australi cuiusdam semite seu vie qua itur de dicto cemiterio ad villam de Arryngrosk adiacentes, pro manso, ortis et edificiis dicti domini Willelmi et suorum successorum capellanorum, pro animabus dicti illustrissimi principis et suorum nobilissimorum progenitorum et successorum, animabus nostris, parentum, antecessorum et heredum ac successorum nostrorum, et omnium fidelium defunctorum: Tenendum et habendum dicto domino Willelmo Mailuile presbytero, et suis successoribus presbyteris

ARRINGROSK

ARRINGROSK.

totum et integrum annuum redditum predictum quatuordecim marcarum et duas acras terre superadditas cum pertinentiis predicte, de Deo omnipotenti, beata virgine Maria et sancto Columba patrono predicto, in puram et perpetuam elemosinam ac in proprietatem imperpetuum, libere, quiete, plenarie, integre, honorifice, bene et in pace, ac sine retinemento, reuocatione, aut obstaculo aliquali ; et adeo libere, quiete, in omnibus et per omnia, sicut aliquis annuus redditus, seu aliqua terra per quamcunque quibuscunque capellanis seu piis vsibus aut locis vbilibet infra regnum Scotie liberius datur, conceditur seu confirmatur, aut dari, concedi seu confirmari poterit qualitercunque in futurum ; celebrantes indies et pro perpetuo cum dispositus fuerit dictus dominus Willelmus Mailuile, et sui successores capellani, missarum solemnia et orationum suffragia ad summum altare dicte ecclesie parrochialis, si legitime prepeditus non fuerit seu fuerint, et horas canonicas, et exequias defunctorum in dicta ecclesia parrochiali, vel prope eam, sic quod si processu temporis diuinus cultus augmentetur ut in eadem ecclesia missarum et aliarum horarum solemnia cantu Gregoriano vel collegiatim celebrari institutum fuerit, ipse dominus Willelmus et sui successores capellani parati sint et obedientes vnacum ceteris psallere, collegiatim viuere ; volumus autem quod nullus ad hoc seruicium assumetur in futurum nisi actu presbyter sufficientis litterature et cantus Gregoriani. Ipseque dominus Willelmus, et sui successores capellani, personalem et continuam apud dictam ecclesiam parrochialem faciet et facient residentiam, sic quod si per vnius mensis spacium in toto anno abfuerit seu abfuerint, eciam diuersis vicibus, licebit nobis et heredibus nostris alteri cuicunque capellano ydoneo literatura et cantu de huiusmodi capellania disponere et donare, ipso capellano absente vt premittitur, minime vocato ; donationem autem predicte capellanie quociens vacare contigerit per cessum, decessum, inhabilitatem, non residenciam, aut alias quouismodo, ad nos et heredes nostros, confirmationem donationis huiusmodi ad

venerabilem in Christo patrem et dominum dominum Alexandrum abbatem monasterii de Cambuskynneth et suos successores dicti monasterii abbates pertinere volumus, sic quod si ad huiusmodi capellaniam per nos aut heredes nostros capellanus ydonietate predicta qualificatus infra quadraginta dies a die vacationis eiusdem immediate compotandos datus non fuerit, licebit dicto Alexandro abbati et successoribus suis abbatibus cuicumque ydoneo capellano ydonietate predicta qualificato eandem conferre capellaniam, nostra et heredum nostrorum negligencia causante, ac vice et illo casu dumtaxat, sic quod postea dum vacauerit, donatio ad nos et heredes nostros et confirmatio ad dictum Alexandrum et successores suos abbates spectet et pertineat: Et quia diuinum cultum taliter, donante Domino, in dicta ecclesia de Arringrosk augmentauimus, sepulturamque nostram in eadem elegimus, dictus Alexander Abbas et sui conuentus unanimi consensu totum chorum dicte ecclesie nobis, heredibus, successoribus et progenei ac familie nostre vniuerse in liberum concesserunt sepulcrum, sic quod non licebit parrochianis seu quibusuis aliis in dicto choro sepeliri, nisi fuerit abbas vel vnus fratrum suorum canonicorum, vel honestus abbatis seruitor vel familiaris quem ibidem diem contigerit claudere extremum, aut in choro predicto sepulturam elegerit: Et nos vero Margareta, Andreas et Dauid, milites, dictum annuum redditum quatuordecim marcarum annuatim percipiendum et leuandum de omnibus et singulis terris baronie nostre de Arryngrosk et qualibet parte earundem, ac duas acras terre supradictas, dicto domino Willelmo presbytero, et successoribus suis capellanis, in omnibus et per omnia forma pariter et effectu, vt premissum est, contra omnes mortales warantizabimus, acquietabimus et imperpetuum defendemus: In cuius rei testimonium vni parti huius fundationis carte indentate apud nos et heredes nostros permansure sigillum commune dicti monasterii de Cambuskynneth, apud idem, et alteri parti apud dictum Alexandrum abbatem et suos successores abbates et monasterium permansure sigilla nostra propria, apud

ARRINGROSK.

ARRINGROSK

castrum nostrum de Balward, sunt hinc inde appensa, die primo mensis Octobris anno Domini millesimo quingentesimo vigesimo septimo, et regis regni Jacobi quinti illustrissimi et inuictissimi anno decimo quinto; testibus, predicto venerabili patre Alexandro abbate, domino Johanne Clerk eius comite et canonico, Thoma Forestar de Schiregardene, Alexandro Gourlay, Henrico Abbircrummy, Roberto Spittale, magistro Henrico Mylne, domino Johanne Bullerwale, curato dicte ecclesie de Arryngrosk, Richardo Hay, Patricio Murray, Alano Harwy et Andrea Murray, cum diuersis aliis.

23. Prima Bulla protectionis et confirmationis ordinis Monasterii nostri et possessionum de Cambuskynneth.

BULLS.

Eugenius episcopus, seruus seruorum Dei, dilectis filiis Willelmo abbati ecclesie Sancte Marie de Striueling, eiusque fratribus tam presentibus quam futuris regularem vitam professis imperpetuum: Ad hoc vniuersalis ecclesie cura nobis a prouisore omnium bonorum Deo commissa est, vt religiosas diligamus personas et beneplacentem Deo religionem studeamus modis omnibus propagare, nec enim Deo gratus aliquando famulatus impenditur nisi ex caritatis radice procedens a puritate religionis fuerit conseruatus; ea propter, dilecti in Domino filii, vestris iustis postulationibus, dilecti filii nostri fratris Roberti prioris Sanctiandree precibus inclinati, clementer annuimus et prefatam ecclesiam in qua diuino mancipati estis obsequio sub beati Petri et nostra protectione suscepimus et presentis scripti preuilegio communimus; statuentes vt ordo canonicus de Arrosia que per te, dilecte in Domino fili, Willelme abbas, preueniente gracia Dei, consilio et auxilio venerabilis fratris nostri Roberti episcopi Sanctiandree in eadem ecclesia noscitur institutus perpetuis ibidem temporibus inuiolabiliter conseruetur: Preterea quascunque possessiones, quecunque bona eadem ecclesia in presenciarum iuste et canonice possedit aut in futurum concessione pontificum, largitione regum vel principum, oblatione fide-

lium, seu aliis iustis modis, Deo propicio, poterit adipisci, firma vobis vestrisque successoribus et illibata permaneant, que propriis dignum duximus exprimenda vocabilis; terram videlicet de Dumbodelin cum aquis, et terram de Cambuskynneth, cum piscatura et rethe in aqua, et terram de Collyne, cum nemore, et decimam [de] dominiis regis de Striueling et de redditibus regis XL. solidos, et canum vnius nauis: Decernimus ergo vt nulli omnino hominum liceat prefatam ecclesiam temere perturbare, aut eius possessiones auferre, vel ablatas retinere, minuere, aut aliquibus vexationibus fatigare; sed omnia integra conseruentur eorum pro quorum gubernatione et sustentatione concessa sunt vsibus omnimodis profutura; salua sedis apostolice autoritate et episcopi Sanctiandree canonica reuerentia: Si qua igitur in futurum ecclesiastica secularisve persona, hanc nostre constitutionis paginam sciens, contra eam temere venire temptauerit, secundo tertiove commonita, si non satisfactione congrua emendauerit, potestatis honorisque sui dignitate careat; reamque se diuino iudicio existere de perpetrata iniquitate cognoscat et a sacratissimo corpore ac sanguine Dei et Domini Redemptoris nostri Jesu Christi aliena fiat, atque in extremo examine districte vltioni subjaceat; cunctis autem eidem loco iusta seruantibus sit pax Domini nostri Jesu Christi, quatinus et hic fructum bone actionis percipiant, et apud districtum judicem premia eterne pacis inueniant. Amen.

Ego Eugenius catholice ecclesie episcopus.

Ego Odo diaconus cardinalis Sancti Georgii ad Velum Aureum.

Ego Abbericus Ostiensis episcopus.

Ego Johannes Paparo diaconus cardinalis Sancti Adriani.

Ego Hubaldus presbyter cardinalis Sanctorum Johannis et Pauli.

Ego Ignarus Tusculanus episcopus.

Ego Gregorius diaconus cardinalis.

Ego Gilbertus indignus sacerdos Sancti Martini.

Datum Altisiodori, per manum Guidonis sancte Romane ecclesie diaconi

BULLS.

cardinalis et cancellarii, tertio Kalendas Septembris, indictione decima, incarnationis Dominice anno millesimo centesimo quadragesimo septimo, pontificatus vero Domini Eugenii tertii pape anno tertio.

24. Secunda Bulla Originalis.

Alexander Episcopus, seruus seruorum Dei, dilectis filiis Alfredo abbati ecclesie de Striueling, eiusque fratribus tam presentibus quam futuris regularem vitam professis in perpetuum effectum: Iusta postulantibus indulgere, et vigor equitatis et ordo exigit rationis, presertim quando petentium voluntatem et pietas adiuuat et veritas non relinquit: Ea propter, dilecti in Domino filii, vestris iustis postulationibus clementer annuimus et prefatam ecclesiam in qua diuino mancipati estis obsequio sub beati Petri et nostra protectione suscepimus, et presentis scripti preuilegio communimus, statuentes vt quascunque possessiones, quecunque bona eadem ecclesia in presentiarum iuste et canonice possidet, aut in futurum concessione pontificum, largitione regum vel principum, oblatione fidelium, seu aliis iustis modis, prestante Domino, poterit adipisci, firma vobis vestrisque successoribus et illibata permaneant; in quibus hec propriis duximus expremenda vocabulis: Ecclesiam de Clacmannan cum quadraginta acris terre; toftum sacerdotis in eadem villa et asiamentum in bosco et plano, ecclesiam de Egglyge ex dono regis Scotorum; villam de Ketilstoun cum suis pertinentiis, et decimas omnium placitorum suorum et lucrorum de Striueling et de Striuelingschire, et de Calentare; vnum toftum in burgo suo de Striueling; alium toftum in Lynlinctu, et libertates et consuetudines vobis et hominibus vestris ab eodem rege tam in toloneis quam in aliis rationabiliter concessas; quinquaginta solidos in cano de Perth; molendinum de Clakmannan, preter multuram dominice mense regis quociens in eadem villa aduenerit, et preter multuram proprie mense prepositi eiusdem ville; terram de Cambuskynneth; piscaturam inter eandem terram et

Polmase, et vnum rethe in aqua; terram quoque de Collyne cum nemore et suis pertinenciis; terram de Tulybethwyne que est inter aquam eiusdem terre et terram de Logyne; quadraginta solidos de redditu regis de Striueling et canum vnius nauis; vnam salinam, et tantum terre quantum habet vna de salinis regis; decimam firme de dominiis suis de Striueling; insulam que est inter Polmase et Tulibody; vnum toftum plenarium in burgo regis de Inuerkething; sepulturam quoque ipsius loci liberam esse concedimus, vt eorum deuotioni et extreme voluntati qui se illic sepeliri deliberauerint, nisi forte excommunicati vel interdicti sint, nullus obsistat, salua tamen iusticia parrochialium ecclesiarum de quibus mortuorum corpora assumuntur: Sane noualium vestrorum que propriis manibus aut sumptibus colitis, siue de nutrimentis animalium vestrorum decimas a uobis nullus presumat exigere: Obeunte vero te nunc eiusdem loci abbate vel tuorum quolibet successorum nullus ibi qualibet subreptionis astucia seu violencia preponatur nisi quem fratres communi consensu vel fratrum pars sanioris consilii secundum Deum et beati Augustini regulam preuiderint eligendum: Decernimus ergo vt nulli omnino hominum liceat prefatam ecclesiam temere perturbare, aut eius possessiones auferre, vel oblatas retinere, minuere, seu quibuslibet molestiis fatigare, sed omnia integra conseruentur eorum pro quorum gubernatione et sustentatione concessa sunt vsibus omnimodis profutura, salua sedis apostolice auctoritate et diocesani episcopi canonica iusticia: Si qua igitur in futurum ecclesiastica secularisue persona hanc nostre constitutionis paginam sciens contra eam temere venire temptauerit, secundo tertioue commonita, nisi reatum suum congrua satisfactione correxerit, potestatis honorisque sui dignitate careat, reamque se diuino judicio existere de perpetrata iniquitate cognoscat, et a sacratissimo corpore ac sanguine Dei et Domini redemptoris nostri Jhesu Christi aliena fiat, atque in extremo examine districte vltioni subiaceat; cunctis autem eidem loco sua iura seruantibus sit pax Domini nostri Jhesu Christi quatenus et

BULLS

hic fructum bone actionis percipiant, et apud districtum judicem premia eterne pacis inueniant. Amen.

SANCTUS PETRUS. SANCTUS PAULUS. ALEXANDER, PAPA TERTIUS.

Ego Alexander catholice ecclesie episcopus.
Ego Subaldus Hostiensis episcopus.
Ego Barnardus Portuensis et Sancte Rufine episcopus.
Ego Gralterius Albanensis episcopus.
Ego Jacinctus diaconus cardinalis Sancti Martini in Cosmidyne.
Ego Odo diaconus cardinalis Sancti Nicholaii in carcere Tulliano.
Ego Boso diaconus cardinalis Sanctorum Cosmi et Damiani.
Ego Curchyus diaconus cardinalis Sancti Adriani.
Ego Petrus diaconus cardinalis Sancti Eustachii juxta templum Agrippe.
Ego Manfredus diaconus cardinalis Sancti Georgei ad Velum Aureum.
Ego Arbaldus presbiter cardinalis Sancte Crucis in Ierosolyma.
Ego Henricus presbiter sanctorum Nerei et Archillei.
Ego Johannes presbiter cardinalis Sancte Anastasie.
Ego Albertus presbiter cardinalis Sancti Laurenti in Lucina.
Ego Guilielmus Sancti Petri ad uincula presbiter cardinalis.

Datum Seniensi, per manum Harmanni Sancte Romane ecclesie subdiaconi et notarii, nonis Decembris, indictione decima tertia, incarnationis Dominice anno millesimo centesimo sexagesimo quarto, pontificatus domini Alexandri pape tertii anno sexto.

25. TERTIA BULLA ORIGINALIS PROTECTIONIS ET INHIBITIONIS ECCLESIARUM TERRARUM ET ALIARUM POSSESSIONUM.

CELESTINUS episcopus seruus seruorum Dei, dilectis filiis Nicholao abbati ecclesie Sancte Marie de Striueling eiusque fratribus tam presentibus quam

futuris canonicam vitam professis in perpetuum: Pie postulatio voluntatis effectu debet prosequente compleri, vt et deuotionis sinceritas laudabiliter enitescat et vtilitas postulata vires indubitanter assumat: Ea propter, dilecti in Domino filii, vestris iustis postulationibus clementer annuimus et prefatam ecclesiam beate Marie de Striueling in qua diuino mancipati estis obsequio sub beati Petri et nostra protectione suscipimus et presentis scripti priuilegio communimus: Inprimis siquidem statuentes vt ordo canonicus qui secundum Deum et beati Augustini regulam in eadem ecclesia institutus esse dinoscitur perpetuis ibidem temporibus inuiolabiliter obseruetur: Preterea quascunque possessiones quecunque bona eadem ecclesia inpresenciarum iuste et canonice possidet aut in futurum concessione pontificum, largitione regum vel principum, oblatione fidelium, seu aliis iustis modis, prestante Domino, poterit adipisci, firma vobis vestrisque successoribus et illibata permaneant; in quibus hec propriis duximus exprimenda vocabulis: Locum ipsum in quo prefata ecclesia sita est ex dono et fundationis bone memorie Dauid regis cum omnibus pertinenciis suis; villam de Cambuskynneth cum omnibus suis rectis diuisis et pertinenciis; terram de Collyne et terram de Carsyn et Badyndeth, cum nemore eiis assignato, et cum omnibus suis rectis diuisis et pertinenciis; Tulibotheuyn cum suis rectis diuisis; insulam que dicitur Redinche que est inter Tulybotheuyn et Polmase; villam de Ketilstoune cum molendino et omnibus suis rectis diuisis et pertinentiis; terram que adiacet ripe de Forth inter Pulmille et viam que discendit de Striueling ad naues; plenarium toftum in burgo de Striueling, et aliud toftum in burgo de Lynlicku; canum vnius nauis apud Striueling; vnum rethe in aqua de Forth; viginti cudrunnis casei de redditu regis apud Striueling; quadraginta solidos de redditu regis in Striueling; vnam salinam, et tantum terre quantum habet vna ex salinis regis; ecclesiam de Clacmannane cum quadraginta acris terre et cum capellis suis, et cum tofto capellani in villa

BULLS

de Claemannan; piscaturas de Carsyn et de Tulybotheyne; libertates in toloneis et consuetudinibus quas idem Dauid rex et eius successores in cartis suis vobis et hominibus dominii vestri concesserunt; piscaturam que est inter Cambuskynneth et Polmase; dimedietatem coriorum et cepi et vnctorum totius occisionis regis apud Striueling: ex donatione regis Malcolmi molendinum de Clakmannan, excepta multura mense regis quotiens ad eandem villam venerit, et excepta multura mense prepositi regis in eadem villa; quinquaginta solidos de cano apud Perth: ex donatione regis Willelmi vnum plenarium toftum in villa de Perth; ecclesiam de Kynclethuyne cum terris et aliis suis pertinenciis; ecclesiam de Tulycultri cum omnibus suis pertinenciis; ecclesiam de Kincardin cum terra ei assignata et omnibus pertinenciis suis; ecclesiam de Glennilefe cum omnibus pertinenciis suis: ex donatione Ade comitisse vnum plenarium toftum in burgo de Carraill et dimediam carucatam terre cum communi pastura in Pethcorthyn, et vnam marcam argenti de redditu suo de Carel; et vnum plenarium toftum in burgo de Hadingtoune: ex donatione Roberti episcopi Sanctiandree ecclesiam de Egglis cum capellis suis de Dunypas et de Lethberth et aliis capellis et oratoriis suis, et cum omnibus aliis suis pertinenciis: ex donacione Ricardi episcopi Dunkeldensis et ex regia confirmatione ecclesiam de Alweth cum pertinenciis suis: ex donatione Alani filii Walteri vnum plenarium toftum in burgo de Renfrew, et vnam piscaturam in aqua eiusdem ville: ex donatione Philippi de Lundyn et eius filii Walteri dimediam carucatam terre cum prato ad eam pertinente in Balcormok, et pasturam quingentarum ouium, et viginti vaccarum et vnius carucate boum: ex donatione Willelmi de Lindesay vnam carucatam terre in villa de Bynnyn: ex concessione et confirmatione Gocelini episcopi Glasguensis et Willelmi filii Thoraldi et ex regia confirmatione ecclesiam de Kirkintulach cum dimedia carucata terre et aliis suis pertinenciis: et ex donatione Gilberti de Vnfrauuilla duas bouatas terre de Donypas: Sane noualium vestrorum

que propriis manibus aut sumptibus colitis, siue de nutrimentis animalium vestrorum nullus a vobis decimas exigere vel extorquere presumat: Liceat quoque uobis clericos vel laicos liberos et absolutos a seculo fugientes ad conuersionem recipere, et eos absque contradictione aliqua retinere: Prohibemus insuper vt nulli fratrum vestrorum post factam in loco vestro professionem fas sit absque abbatis sui licencia de eodem loco nisi arcioris religionis obtentu discedere; discedentem vero absque communium literarum cautione nullus audeat retinere: Cum autem generale interdictum terre fuerit, liceat vobis clausis januis, exclusis excommunicatis et interdictis, non pulsatis campanis, suppressa voce, diuina officia celebrare: In parrochialibus vero ecclesiis quas habetis liceat vobis sacerdotes eligere et diocesano episcopo presentare quibus, si ydonei fuerint, episcopus curam animarum committat, vt ei de spiritualibus, vobis autem de temporalibus debeant respondere: Ad hec autoritate apostolica duximus inhibendum ne quis in vos vel ecclesiam vestram excommunicationis vel interdicti sententiam sine manifesta et causa rationabili promulgare, seu nouis et indebitis exactionibus vos aggrauare presumat: Sepulturam preterea ipsius loci liberam esse decernimus, vt eorum deuotioni et extreme voluntati qui se illic sepeliri deliberauerint, nisi forte excommunicati vel interdicti sint, nullus obsistat, salua tamen iusticia illarum ecclesiarum a quibus mortuorum corpora assumuntur: Obeunte vero te nunc eiusdem loci abbate vel tuorum quolibet successorum nullus ibi qualibet surreptionis astucia seu violencia preponatur, nisi quem fratres communi consensu, vel fratrum pars consilii sanioris, secundum Dei timorem et beati Augustini regulam prouiderint eligendum: Paci quoque ac tranquillitati vestre paterna in posterum solicitudine providere volentes, autoritate apostolica prohibemus vt infra clausuras locorum vestrorum nullus violenciam vel rapinam seu furtum committere, ignem apponere, sanguinem fundere, hominem temere capere vel interficere audeat: Decernimus ergo vt nulli omnino hominum liceat prefatam ecclesiam temere perturbare,

BULLS

aut eius possessiones auferre, vel ablatas retinere, minuere, seu quibuslibet vexationibus fatigare, sed omnia integra conseruentur eorum pro quorum gubernatione ac sustentatione concessa sunt vsibus omnimodis profutura, salua sedis apostolice autoritate, et diocesani episcopi canonica iusticia; si qua igitur in futurum ecclesiastica secularisve persona hanc nostre constitutionis paginam sciens contra eam temere venire temptauerit, secundo tertiove commonita, nisi reatum suum congrua satisfactione correxerit, potestatis honorisque sui dignitate careat, reamque se diuino judicio existere de perpetrata iniquitate cognoscat, et a sacratissimo corpore ac sanguine Dei et Domini nostri redemptoris Jesu Christi aliena fiat, atque in extremo examine diuine vltioni subiaceat: Cunctis autem eidem loco sua jura seruantibus sit pax Domini nostri Jhesu Christi quatenus et hic fructum bone actionis percipiant, et apud districtum judicem premia eterne pacis inueniant. A Perfice gressus M meos E in semitis tu N is.

SANCTUS PETRUS. SANCTUS PAULUS. CELESTINUS PAPA TERTIUS.

Ego Celestinus catholice ecclesie episcopus.
Ego Albinus Albanensis episcopus.
Ego Octauianus Hostiensis et Velletrenensis episcopus.
Ego Johannes Prenestinus episcopus.
Ego Petrus Portuensis et Sancte Rufine episcopus.
Ego Gerardus Sancti Adriani diaconus cardinalis.
Ego Georgeus Sancte Marie in Porticu diaconus cardinalis.
Ego Gregorius Sancte Marie in Aquiro diaconus cardinalis.

Datum Lateranensi per manum Cencii Sancte Lucie in Orchea diaconi cardinalis, domini pape camerarii, tercio idus Maii, indictione terciadecima, incarnationis Dominice anno millesimo centesimo nonagesimo quinto, pontificatus vero domini pape tertii anno quinto.

26. Bulla protectionis et inhibitionis ecclesiarum terrarum et aliarum possessionum Monasterii de Cambuskynneth. BULLS

Innocentius episcopus seruus seruorum Dei, dilectis filiis abbati et canonicis Sancte Marie de Cambuskynneth, salutem et apostolicam benedictionem: Sacrosancta Romana ecclesia deuotos et humiles filios ex assuete pietatis officio propensius diligere consueuit, et ne prauorum hominum molestiis agitentur eos tanquam pia mater sue protectionis munimine confouere: Ea propter, dilecti in Domino filii, vestris iustis postulationibus grato concurrentes assensu personas et ecclesiam vestram in qua diuino estis obsequio mancipati cum omnibus bonis tam ecclesiasticis quam mundanis que inpresenciarum rationabiliter possidetis aut in futurum iustis modis, prestante Domino, poteritis adipisci sub beati Petri et nostra protectione suscipimus; specialiter autem ecclesiam de Kirketoune et ecclesiam de Clacmannan, cum capellis, decimis, terris et omnibus pertineneiis suis quas in proprios vsus vobis asseritis deputatas; necnon ecclesiam de Kincletheuin; ecclesiam de Tulyeultrane; ecclesiam de Kincardin; ecclesiam de Blare; ecclesiam de Glenilef; ecclesiam de Alueth; ecclesiam de Kirkintulach; ecclesiam de Crelyn; ecclesiam de Tulebotheuin, cum omnibus possessionibus et pertineneiis earundem; villam de Cambuskynneth, et villam de Ketellestun cum molendino et omnibus pertinenciis ipsarum; terram de Collin; terram de Carsin et de Badendath, cum nemore earundem; Tulybotheuin et insulam que dicitur Redinche positam inter Tulybotheuin et Polmase; terram que est iuxta ripam de Forth inter Polmilna et viam que discendit de Striuelingth ad naues; vnum plenarium toftum in burgo de Striueling et aliud toftum in Linlidelu; canum vnius nauis apud Striueling; vnum rethe in aqua de Forth; viginti cudermis casei de redditu regis apud Striueling; vnam salinam, et tantum terre quantum habet vna ex salinis regis; piscaturas de Carsin et de Tulebotheuin: libertates

BULLS.

in tholoneis et consuetudinibus quas inclite recordationis Dauid et successores eius reges Scotie vobis et hominibus de vestris dominiis concesserunt; quadraginta solidos de redditu regis in Striueling; piscaturam que est inter Cambuskynneth et Polmase; medietatem coreorum sepi et vnctorum totius occisionis regis apud Striueling; molendinum de Clakmannan; quinquaginta solidos de cano regis apud Perth; vnum plenarium toftum in eadem villa, et vnum plenarium toftum in burgo de Karel; dimediam carucatam terre cum communi pastura in Petcorthin; vnum plenarium toftum in Hadintona; vnam marcam argenti in Karel; decimas omnium placitorum et lucrorum regis de Striueling et Striuelingschire et de Kalentar; decimas firme de dominiis regis de Striuelingschire; vnum plenarium toftum in Renfrew, et unam piscaturam in aqua eiusdem ville; totam terram de Duueglin cum omnibus pertinenciis suis; vnam carucatam terre in Byning; quatuor bouatas terre de Lundin cum prato et asiamentis suis; vnum toftum in burgo de Aire; duas bouatas terre in Donypas, et duas bouatas terre in villa de Innirmethin, sicut ea iuste et pacifice possidetis, vobis et per vos monasterio vestro autoritate apostolica confirmamus, et presentis scripti patrocinio communimus; nulli ergo omnino hominum liceat hanc paginam nostre protectionis et confirmationis infringere, vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Lateranensi, ii nonas Maii, pontificatus nostri anno decimo.

INNOCENS PAPA TERTIUS.

27. BULLA CONFIRMATIONIS OMNIUM LIBERTATUM ET PRIVILEGIORUM A ROMANIS PONTIFICIBUS ET REGIBUS CONCESSORUM.

INNOCENTIUS episcopus seruus seruorum Dei, dilectis filiis abbati et conuentui de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, salutem

et apostolicam benedictionem : Cum a nobis petitur quod iustum est et honestum, tam vigor equitatis quam ordo exigit rationis vt id per sollicitudinem officii nostri ad debitum producatur effectum ; ea propter, dilecti in Domino filii, vestris postulationibus inclinati omnes libertates et immunitates a predecessoribus nostris Romanis pontificibus vobis concessas, necnon libertates et exemptiones secularium exactionum a regibus et principibus et aliis fidelibus rationibiliter vobis indultas, vobis et per vos ecclesie vestre autoritate apostolica confirmamus et presentis scripti patrocinio communimus : Nulli ergo omnino hominum liceat hanc paginam nostre confirmationis infringere vel ei ausu temerario contraire ; si quis autem hoc attemptare presumpserit indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum : Datum Lugdunensi sexto Kalendas Augusti pontificatus nostri anno quarto. INNOCENS PAPA. BULLS

28. DE POSSESSIONIBUS ET BONIS FRATRUM VEL CONUERSORUM NOSTRORUM PETENDIS ET HABENDIS.

CLEMENS episcopus seruus seruorum Dei, dilectis filiis abbati et conuentui monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, salutem et apostolicam benedictionem : Deuotionis vestre precibus inclinati vt possessiones et alia bona mobilia et immobilia que personas liberas fratrum vestrorum, ad monasterium vestrum mundi vanitate relicta conuolancium et professionem faciencium in eodem, si remansissent in seculo, jure successionis vel quocunque iusto titulo contigissent et que ipsi existentes in seculo potuissent vobis libere erogare, petere, recipere ac retinere libere valeatis sine juris preiudicio alieni, autoritate vobis presencium indulgemus : Nulli ergo omnino hominum liceat hanc paginam nostre concessionis infringere, vel ei ausu temerario contraire ; si quis autem hoc attemptare presumpserit indignationem

BULLS.

omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Pictauie quintodecimo Kalendas Februarii, pontificatus nostri anno tertio. CLEMENS PAPA.

29. BULLA PROTECTIONIS GENERALIS POSSESSIONUM ALIORUMQUE BONORUM.

CLEMENS episcopus seruus seruorum Dei, dilectis filiis abbati et conuentui monasterii de Cambuskynneth ordinis Sancti Augustini, Sanctiandree diocesis, salutem et apostolicam benedictionem: Cum a nobis petitur quod iustum est et honestum, tam vigor equitatis quam ordo exigit rationis vt id per solicitudinem officii nostri ad debitum perducatur effectum; ea propter, dilecti in Domino filii, vestris iustis postulationibus grato concurrentes assensu personas vestras et locum in quo diuino estis obsequio mancipati, cum omnibus bonis que in presenciarum rationabiliter possidet, aut in futurum iustis modis, prestante Domino, poteritis adipisci sub beati Petri et nostra protectione suscipimus, specialiter autem terras, possessiones, domos, prata, pascua, nemora, piscarias, grangias et alia bona vestra sicut ea omnia iuste et pacifice possidetis, vobis et per vos eidem monasterio autoritate apostolica confirmamus, et presentis scripti patrocinio communimus: Nulli ergo omnino hominum liceat hanc paginam nostre confirmationis infringere, vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Pictauie nonis Januarii pontificatus nostri anno tertio.

30. BULLA PROTECTIONIS ET INHIBITIONIS CONTRA VADIATORES CAPTORES ET DETENTORES BONORUM DE CAMBUSKYNNETH.

CLEMENS episcopus seruus seruorum Dei, dilectis filiis abbati et conuentui monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis,

salutem et apostolicam benedictionem : Ex parte vestra fuit propositum coram nobis quod nonnulli clerici et ecclesiastice persone, tam religiosi quam seculares et laici, asserentes se in vos aliquid questionis habere, aliquando canonicos, interdum vero conuersos et nonnulla animalia et alia bona monasterii vestri, pretextu cujusdam praue consuetudinis, temeritate propria, capere, vadiare ac tamdiu detinere presumunt donec sit eis de huiusmodi questionibus juxta ipsorum beneplacitum satisfactum, quamquam jurisdictionem in vos non habeant ordinariam vel etiam delegatam ; cum itaque iudicialis vigor ideo sit in medio constitutus, vt nemo sibi audeat sumere vltionem, et ad hoc id tanquam nullo jure subnixum non sit aliquatenus tollerandum : nos volentes in hac parte paci et quieti vestre consulere, et predictis maliciis obuiare, autoritate presencium districtius inhibemus ne quis occasione predicte consuetudinis vobis memoratas inferre molestias et bona monasterii predicti absque juris ordine capere, vadiare seu quomodolibet detinere presumat : Nulli ergo omnino hominum liceat hanc paginam nostre inhibitionis infringere, vel ei ausu temerario contraire ; siquis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum : Datum Pictauie quintodecimo Kalendas Februarii, pontificatus nostri anno tertio. CLEMENS PAPA.

31. BULLA DE PROUISIONIS PENSIONUM SEU BENEFICIORUM NON FACIENDO.

INNOCENTIUS episcopus seruus seruorum Dei, dilectis filiis abbati et conuentui de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, salutem et apostolicam benedictionem : Paci ac tranquillitati vestre ac ecclesie vestre ad preces dilecti filii nobilis viri Willelmi de Lindesay et aliorum nunciorum carissimi in Christo filii nostri regis Scotie illustris, paterna volentes in posterum solicitudine prouidere, autoritate vobis presencium indulgemus vt ad receptionem vel prouisionem alicuius in pensionibus seu aliis ecclesiasticis beneficiis

BULLS.

compelli autoritate sedis apostolice minime valeatis absque speciali mandato sedis eiusdem faciente de hac indulgencia mentionem: Nulli ergo omnino hominum liceat hanc paginam nostre concessionis infringere, vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Lugduni sexto Kalendas Augusti, pontificatus nostri anno quarto. INNOCENTIUS PAPA.

32. BULLA IN QUA CONCEDITUR ABBATI VTI MITRA ANNULIS ET POPULUM BENEDICERE.

BENEDICTUS episcopus seruus seruorum Dei, dilectis filiis Patricio abbati et conventui monasterii de Cambuskynneth, ordinis Sancti Augustini, Sancti-andree diocesis, salutem et apostolicam benedictionem: Exposcit vestre deuotionis sinceritas et religionis promeretur honestas, vt tam vos quos speciali dilectione prosequimur, quam monasterium vestrum dignis honoribus accolamus, hinc est quod nos vestris in hac parte supplicationibus inclinati vt tu, fili abbas, et successores tui, abbates dicti monasterii qui pro tempore fuerint, mitra, annulo et aliis pontificalibus insigniis libere possitis vti; necnon quod in dicto monasterio et prioratibus eidem monasterio subiectis, ac parrochialibus et aliis ecclesiis ad vos communiter vel diuisim pertinentibus, quamvis uobis pleno jure non subsit, benedictionem solemnem post missarum, vesperorum et matutinarum solemnia, dummodo in benedictione huiusmodi aliquis antistes vel sedis apostolice legatus presens non fuerit, elargiri possitis felicis recordationis Alexandri pape quarti predecessoris nostri, que incipit—ABBATES, et aliis quibuscunque constitutionibus apostolicis in contrarium editis nequaquam obstantibus, uobis et eisdem successoribus autoritate apostolica de speciali gracia tenore presencium indulgemus: Nulli ergo omnino hominum liceat hanc paginam nostre concessionis infringere, vel ei ausu temerario contraire,

si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Saone vndecimo Kalendas Aprilis, pontificatus nostri anno duodecimo.

33. Bulla reuocationis quarumcunque possessionum qualitercunque alienatarum continens capitulum ea que de bonis.

Clemens episcopus seruus seruorum Dei, venerabili fratri episcopo Glasguensi salutem et apostolicam benedictionem: Ad audienciam nostram peruenit quod tam dilecti filii abbas et conventus monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, quam predecessores eorum, decimas, redditus, census, terras, domos, grangias, piscarias, prata, pascua, lacus, nemora, molendina, jura, jurisdictiones, pensiones annuas et quedam alia bona ipsius monasterii, datis super hoc literis confectis exinde, publicis instrumentis interpositis, juramentis factis, renunciationibus et penis adiectis in grauem ipsius monasterii lesionem, nonnullis clericis et laicis, aliquibus eorum ad vitam, quibusdam vero ad non modicum tempus, et aliis perpetuo ad firmam vel sub censu annuo concesserunt, quorum aliqui dicuntur super hiis confirmationis literas in forma communi a sede apostolica impetrasse; quia vero nostra interest super hiis de oportuno remedio prouidere, fraternitati tue per apostolica scripta mandamus quatenus ea que de bonis ipsius monasterii per concessiones huiusmodi alienata inueneris illicite vel distracta, non obstantibus literis, instrumentis, juramentis et renunciationibus, penis et confirmationibus supradictis ad jus et proprietatem eiusdem monasterii legitime reuocare; procuratores, contradictores per censuram ecclesiasticam, appellatione postposita, compescendo: testes autem qui fuerunt nominati, si se gracia, odio vel timore subtraxerint, censura simili, appellatione cessante, compellas veritati testimonium perhibere: Datum Auinione tertio Kalendas Marcii pontificatus nostri anno secundo.

BULLS.

34. Bulla dispensationis cum proprietariis cum injectionibus manuum et aliis transgressionibus.

Clemens episcopus seruus seruorum Dei, dilecto filio abbati monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, salutem et apostolicam benedictionem: Exhibita nobis tua petitio continebat quod nonnulli monasterii tui canonici et conuersi pro violenti iniectione manuum in se ipsos, et quidam pro detentione proprii, alii etiam pro denegata tibi et predecessoribus tuis obediencia seu conspirationis offensa in excommunicationis laqueum inciderunt, quorum canonicorum quidam diuina celebrarunt officia, quidam exceperunt ordines sic ligati: Quare super hiis eorum prouidere saluti a nobis humiliter postulasti; de tua itaque circumspectione plenam in Domino fiduciam obtinentes discretioni tue presencium autoritate concedimus vt eosdem excommunicatos hac vice absoluas ab huiusmodi excommunicationis sentenciis iuxta formam ecclesie vice nostra, iniungens eis quod de jure fuerit iniungendum; prouiso vt manuum injectores quorum fuerit grauis et enormis excessus mittas ad sedem apostolicam absoluendos; cum illis autem ex eisdem canonicis qui facti immemores vel juris iguari absolutionis beneficio non obtento receperunt ordines et diuina officia celebrarunt, iniuncta eis pro modo culpe penitencia competenti: Eaque peracta liceat tibi de misericordia que superexaltat judicio prout eorum saluti expedire videris dispensare; si vero prefati canonici excommunicati scienter talia non tamen in contemptum clavium presumpserunt eis per biennium ab ordinum executione suspensis et imposita illis penitencia salutari, eos postmodum si fuerint bone conuersionis et vite ad gratiam dispensationis admittas; proprium autem si quod habent dicti canonici et conuersi in tuis facias manibus resignari in vtilitatem dicti monasterii convertendum: Datum Pictauie nonis Januarii, pontificatus nostri anno tertio.

35. Bulla ea que de bonis per Patricium calenter.

Eugenius episcopus seruus seruorum Dei, venerabili fratri episcopo Dunblanensi salutem et apostolicam benedictionem: Ad audienciam nostram peruenit quod tam dilecti filii Patricius abbas et conuentus monasterii Sancte Marie de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, quam predecessores eorum qui fuerunt pro tempore, decimas, terras, domos, venias, grangias, piscarias, castra, villas, casalia, prata, stagna, lacus, pascua, nemora, molendina, redditus, possessiones, jura, jurisdictiones et quedam alia bona ipsius monasterii, datis super hoc literis, confectis exinde publicis instrumentis, interpositis juramentis, factis renunciationibus et penis adiectis, in grauem ipsius monasterii lesionem, nonnullis clericis et laicis, aliquibus eorum ad vitam, quibusdam vero ad non modicum tempus et aliis perpetuo ad firmam vel sub censu annuo concesserunt, quorum aliqui dicunt super hiis confirmationis literas in forma communi a sede apostolica impetrasse: Quia vero nostra interest super hoc de oportuno remedio prouidere, fraternitati tue per apostolica scripta mandamus quatenus ea que de bonis ipsius monasterii per concessiones huiusmodi alienata inueneris illicite vel distracta, non obstantibus literis, instrumentis, juramentis, renunciationibus, penis et confirmationibus supradictis ad jus et proprietatem eiusdem monasterii legitime reuocare procures, contradictores per censuram ecclesiasticam, appellatione postposita, compescendo; testes autem qui fuerunt nominati si se gracia, odio, vel timore subtraxerint censura simili, appellatione cessante, compellas veritati testimonium perhibere: Datum Rome apud Sanctum Petrum, anno incarnationis Dominice millesimo quadringentesimo tricesimo tertio pridie nonas Junii, pontificatus nostri anno tertio.

BALCORMOK

36. Donatio quatuor bouatarum terrarum de Balcormok.

Walterus filius Philippi de Lundin, vniuersis sancte matris ecclesie filiis salutem: Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striueling et abbati et canonicis ibidem Deo seruientibus quatuor bouatas terre cum plenario tofto in villa de Balcormok, et communem pasturam totius terre mee, quicunque eam tenuerit, vbicunque propria animalia siue hominum meorum pascunt, nominatim quingentis ouibus et viginti vaccis, et vni carucate boum et equis et ceteris que ad hec pertinent, et propriam multuram dominii quietam, et tres acras prati, sicut eas perambulaui, pro salute anime mee, et anime patris mei, et pro animabus antecessorum meorum, ad tenendum de me et heredibus meis in perpetuam elemosinam, in aquis et pascuis, ita libere et quiete et honorifice sicut aliqua elemosina in tota terra ab omni seruicio seculari liberius et quietius et honorificentius tenetur et possidetur: Testibus hiis, Johanne abbate de Calcho, R. abbate de Abirbrothok, Dunecano comite, Michaele clerico, Petro de Oppido, Willelmo filio Thore, Macbeth de Mestrin, Patricio filio eius, Ace de Sterueling, Radulpho presbytero, et aliis.

37. Alia carta de Balcormok.

Thomas filius Walteri de Lundin, vniuersis sancte matris ecclesie filiis salutem: Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striueling et abbati et canonicis ibidem Deo seruientibus quatuor bouatas terre cum plenario tofto in villa de Balcormok, et communem pasturam totius terre mee quicunque eam tenuerit, vbicunque propria animalia siue hominum meorum pascunt, nominatim quingentis ouibus, et viginti vaccis, et vni carucate boum, et equis et ceteris que ad hec pertinent, et propriam multuram dominii quietam, et tres acras prati sicut pater meus eas perambulauit pro salute anime mee et anime patris mei et pro animabus

antecessorum meorum: ad tenendum de me et heredibus meis in perpetuam elemosinam, in aquis et pascuis, ita libere et quiete et honorifice sicut carta predicta patris mei Walteri testatur; hiis testibus, Philippo de Stichill, David de Balcormok, Andrea de Stradhelm, Galfredo de Maleuile, Galfrido vicecomite de Karell, Edwardo filio Patricii de Steruelin, et multis aliis. BALCORMOK

38. Confirmatio Willelmi regis super predicta terra de Balcormok.

Willelmus Dei gracia Rex Scotorum omnibus probis hominibus tocius terre sue, clericis et laicis, salutem: Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus donationem illam quam Walterus filius Philippi de Lundin eis fecit de quatuor bouatis terre cum vno plenario tofto in villa de Balcormac, cum communi pastura tocius terre sue, ita quod vbicunque propria animalia ipsius Walteri siue hominum suorum pascunt habebunt predicti canonici pasturam, nominatim ad quingentas oues, et ad viginti vaccas et ad unam carucatam boum, et ad equos et ad cetera que ad hec pertinent: Tenendam sibi de predicto Waltero et heredibus suis in liberam et quietam et perpetuam elemosinam cum propria multura dominii sui libera et quieta, ita libere et quiete, plenarie et honorifice, sicut carta predicti Walteri testatur, saluo seruicio meo: Testibus comitibus (comite) Gilleberto; Ricardo de Prebenda, clerico meo; Roberto de Quinci; Philippo de Valoniis camerario meo; Alexandro vicecomite meo de Striueling; Philippo de Lundin; Radulpho de Camera; Ricardo filio Hugonis, apud Striueling.

39. Carta de Berwico.

Vniuersis sancte matris ecclesie filiis presentes literas inspecturis, Johannes de Londone maior Berwici super Tuedam, salutem in Domino: Cum nobis per fidelem inquisitionem vicinie constitisset religiosos viros abbatem et con- BERWICK

BERWICK

uentum de Cambuskynneth annuatim pacis temporibus recepisse, recipereque debere de quadam terra in villa de Berwico in vico Sancte Marie jacente inter terram quondam Thome Stremistone ex parte occidentali, et terram quondam Willelmi Caldronar ex parte orientali, viginti solidos Sterlingorum eisdem religiosis legitime in puram liberam et perpetuam datam elemosinam ab antiquo, ac mota demum discordia inter dictos religiosos ex parte vna, et Jacobum de Colonia tenentem suum de eadem terra ex altera, super dicta pensione annua viginti solidorum ejusque arreragiis, a cujus pensionis annue solutione aliquibus annis cessatum fuerat ob causam turbationis guerre inter Scotie et Anglie regna, mote ipsa dissentionis causa quieuit in hunc modum; videlicet, cum redditus ipsius terre non modicum diminuti essent propter guerram idemque Jacobus dominus ejusdem terre nomine firme de dicta terra leuare non poterit nisi viginti sex solidos et octo denarios annuatim cuius redditus consueuerunt multo amplius habundare, idem abbas et conuentus huiusmodi diminutionem in redditibus prefate terre considerantes, eidem omnia arreragia remiserunt et ab eodem Jacobo et Thoma dicto Walkar tenente suo, heredibus suis, successoribus suis et assignatis tresdecim solidos et quatuor denarios nomine viginti solidorum predictorum ad duos terminos annuatim recipere concesserunt, videlicet, medietatem ad festum sancti Martini in hieme, et aliam medietatem ad festum penthecostes: Et si contingat redditus et emolumenta ipsius terre eidem Jacobo, eius heredibus, successoribus vel assignatis excrescere in futurum vltra viginti sex solidos et octo denarios annuatim, totius incrementi huiusmodi prefati religiosi habeant partem dimediam imperpetuum, et quicquid possessionis, dominii vel juris alterius obuenerit vel obuenire poterit eidem Jacobo suis heredibus, successoribus vel assignatis de eadem terra, parciarii fiant idem religiosi cum dicto Jacobo, eius heredibus, successoribus et assignatis ac totius juris quod idem Jacobus prius in solidum habebat in eadem terra exnunc idem Jacobus pre-

dictis religiosis concessit et donauit, vt cum ipso, heredibus suis, successoribus vel assignatis fuit (sint) imperpetuum domini parciales, vt de eisdem religiosis in posterum in parte teneatur sicut de ipso Jacobo prius in solidum tenebatur, et bene licebit eisdem religiosis eorumque successoribus et attornatis dictum tenementum quociens necesse fuerit distringere pro annuo redditu supradicto: In cuius rei testimonium parti huius indenture penes predictos religiosos remanenti idem Jacobus sigillum suum apposuit, et sigillum commune dicte ville Berwici causa maioris securitatis apponi procurauit, alteri vero parti penes dictum Jacobum remanenti predicti religiosi commune sigillum capituli sui apponebant, datum apud Beruicum predictum anno Domini millesimo tricentesimo vicesimo quarto; Testibus Johanne de London tunc maiore de Berwico, Willelmo Scherar, Egidio de Mundrum, Johanne Normand, Roberto Viched, tunc balliuis, et multis aliis. BERWICK

40. Carta de terra Berwici.

Uniuersis sancte matris ecclesie filiis presentes literas inspecturis Johannes de London maior ville Beruici super Tuedam salutem in Domino: Cum nobis per fidelem inquisitionem vicinie constitisset religiosos viros abbatem et conuentum de Cambuskynneth pacis temporibus recepisse recipereque debere de quadam terra in villa de Berwico in vico Sancte Marie jacente inter terram quondam Thome de Streminstone ex parte occidentali, et terram quondam Willelmi Caldroner ex parte orientali, viginti solidos sterlingorum eisdem religiosis legitime in puram et perpetuam liberam datam elemosinam ab antiquo, ac mota demum discordia inter dictos religiosos ex parte vna et Jacobum de Colonia tenentem suum de eadem terra ex altera, super dicta pensione annua viginti solidorum eiusque arreragiis a cuius pensionis annue solutione aliquibus annis cessatum fuerat ob causam turbationis guerre inter

BERWICK.

Scotie et Anglie regna mote, ipsa dissentionis materia quieuit in hunc modum: videlicet, cum redditus ipsius terre non modicum diminuti essent propter guerram, idemque Jacobus dominus eiusdem terre nomine firme de dicta terra leuare non poterit nisi viginti sex solidos et octo denarios annuatim cuius redditus consueuerunt multo amplius habundare, concesserunt idem abbas et conuentus dicto Jacobo et Thome dicto Walker tenenti suo pro se heredibus suis successoribus et assignatis se ad solutionem per fidem obligantibus et predictam terram recipere singulis annis de eadem tresdecim solidos et quatuor denarios ad duos anni terminos, videlicet, medietatem ad festum Sancti Martini in hieme, et aliam medietatem ad festum Penthecostes; et si contingat redditus et emolumenta ipsius terre eidem Jacobo eius heredibus, successoribus vel assignatis excrescere in futurum vltra viginti sex solidos et octo denarios annuatim, totius incrementi huiusmodi prefati religiosi habeant partem dimediam inperpetuum, et quicquid possessionis dominii vel juris alterius obuenerit vel obuenire poterit eidem Jacobo, suis heredibus, successoribus vel assignatis vel eius tenentibus de eadem terra parciarii fiant iidem religiosi, cum dicto Jacobo, eius heredibus, successoribus vel assignatis, ac totius juris, quod idem Jacobus prius in solidum habebat in eadem terra, exnunc idem Jacobus predictis religiosis concessit et donauit, vt cum ipso, heredibus suis, successoribus suis vel assignatis suis (sint) imperpetuum domini parciales, vt de eisdem religiosis in posterum in parte teneatur sicut de ipso Jacobo prius in solidum tenebatur, et bene licebit eisdem religiosis eorumque successoribus et attornatis dictum tenementum quotiens necesse fuerit distringere pro annuo redditu supradicto: In cuius rei testimonium parti huius indenture penes predictos religiosos remanenti sigillum dicti Jacobi est appensum, et sigillum commune dicte ville Berwici, idem Jacobus causa maioris securitatis apponi procuravit; alteri vero parti penes dictum Jacobum remanenti predicti religiosi communi sigillum capituli sui apponebant: Datum

Buthkenner soluendi preceptum

Robertus dei gracia Rex scottorum
vicecomiti et balliuis suis de stormelint
qui pro tempore fuerint salutem man
damus vobis et precipimus quatenus Religiosis
viris abbati et conuentui de cambuskynneth annu
atim persolui faciatis decimam firmarum nostrarum
de buthkenner et de athray tam in frumento quam in
denarijs per manus firmariorum terrarum
predictarum sicut percipere consueuerunt tempore
Regis alexandri predecessoris nostri vltimo defuncti
integraliter et sine diminutione in extentibus
decimarum diuersarum nostrarum de stormelint que per
antecessores nostros Reges scotie eis premittus fue
rant collate et nos ipsas decimas vobis in compotis
vestris faciemus annuatim singulis plenius allocari
Teste meipso apud Edinburgh decimo septimo
die septembris Anno Regni nostri vndecimo

apud Berwicum predictum vicesimo die Octobris anno Domini millesimo tricentesimo vicesimo quarto: Testibus Johanne de Londone tunc Maiore de Berwico, Willelmo Scherar, Egidio de Mindrum, Johanne Normand, Roberto Wiched, tunc balliuis, et multis aliis. BERWICK

41. Buthkenner soluendi preceptum.

Robertus Dei gracia Rex Scotorum vicecomiti et balliuis suis de Striueling qui pro tempore fuerint salutem: Mandamus vobis et precipimus quatenus religiosis viris abbati et conuentui de Cambuskynneth annuatim persolui faciatis decimam firmarum nostrarum de Buthkenner et de Athray, tam in frumento, quam in denariis, per manus firmariorum terrarum predictarum, sicut percipere consueuerunt tempore Regis Alexandri predecessoris nostri vltimo defuncti integraliter et sine diminutione in escambium decimarum dominiorum nostrorum de Striueling, que per antecessores nostros Reges Scotie eis primitus fuerant collate, et nos ipsas decimas vobis in compotis vestris faciemus annis singulis plenius allocari: Teste meipso, apud Edinburgh decimo septimo die Septembris anno regni nostri duodecimo. BUTHKENNER.

42. Preceptum vicecomitibus de Striueling per Dauid Regem de octo libris et quinque denariis et sex celdris frumenti de Bothkenner et de decimis firmarum de Atheray.

Dauid Dei gracia Rex Scotorum omnibus probis hominibus suis ad quos presentes litere peruenerint salutem: Sciatis nos inspexisse ac veraciter intellexisse literas recolende memorie domini patris nostri non abolitas non cancellatas nec in aliqua sui parte viciatas in hec verba: Robertus Dei gracia Rex Scotorum vicecomiti et balliuis suis de Striueling qui pro tempore fuerint salutem: Mandamus vobis et precipimus quatenus religiosis viris abbati et conuentui de Cambuskynneth annuatim persolui faciatis octo libras

BUTHKENNER

argenti et quinque denarios, sex celdras frumenti de Bothkenner et decimam firme de Atheray per manus firmariorum terrarum predictarum sicut percipere consueuerunt tempore Regis Alexandri predecessoris nostri vltimo defuncti integraliter et sine diminutione in excambium decimarum dominiorum nostrorum de Striueling que per antecessores nostros Reges Scotie eis primitus fuerant collate: Et quid in hoc apposueritis vobis in compotis vestris annis singulis faciemus plenius allocari: Teste meipso apud Perth decimo nono die Augusti anno regni nostri decimo. Quas quidem literas predicti domini patris nostri nos in omnibus et per omnia forma pariter et effectu approbantes et ratificantes, ac pro nobis et heredibus nostris imperpetuum confirmantes, vicecomiti et balliuis suis de Striueling qui pro tempore fuerint districte precipiendo mandamus quod predictos Religiosos de octo libris quinque denariis sex celdris frumenti, et de decima firme de Atheray ad terminos consuetos juxta tenorem literarum domini patris nostri eisdem religiosis superius concessarum faciant annuatim deseruiri: In cuius rei testimonium has literas nostras eisdem religiosis imperpetuum duraturas sibi fieri fecimus patentes, apud Striueling vicesimo die Nouembris anno regni nostri sextodecimo.

43. Buthkenner frumento additur celdra per Dominum Abbercornum.

Vniuersis Cristi fidelibus ad quorum noticiam presentes litere peruenerint, Willelmus More dominus de Abircorne salutem in omnium Saluatore: Nouerit vniuersitas vestra quod cum religiosi viri abbas et conuentus monasterii beate Marie de Cambuskynneth ab olim infeodati fuerunt, in puram et perpetuam elemosinam, per cartas recolende memorie diuersorum regum Scotorum transactorum, de sex celdris frumenti annui redditus percipiendi de terra de Bothkenner nunc nobis jure hereditario contingente: Nosque dictis reli-

giosis, et ipsi monasterio, tam zelo deuotionis quam ex aliis causis variis afficiamur corditer et multipliciter teneamur, damus, concedimus et presentis scripti seu carte nostre serie confirmamus, et in puram, liberam et perpetuam elemosinam prefato monasterio de Cambuskymneth et religiosis ibidem Deo et beate Marie semper virgini seruientibus et in perpetuum seruituris, in augmentationem dicti annui redditus vnam celdram frumenti annue pensionis: Tenendam, habendam ac percipiendam dictam celdram frumenti, vnacum sex celdris prenominatis, eisdem religiosis a nobis, heredibus et assignatis nostris annis singulis imperpetuum adeo pure, grate, prompte et libere sicut aliqua pura, libera et perpetua elemosina alicui loco religioso ab aliquo dari poterit, per modum pariter infrascriptum, videlicet, quod totas septem celdras frumenti prenominatas de adeo bono frumento vannato, sicut crescit infra territorium de Bothkenner, de bona et legali mensura, ad locum qui dicitur *Mouth of Caroune* infra quindenam quamcunque inter pascha scilicet et penthecosten a tempore quo per ipsos premuniti fuerimus eas recipere voluerint, faciemus nostris sumptibus cariari et ipsorum seruientibus liberari, conditione communis guerre allocanda dumtaxat, si contigerit, prout vt jus exigit, in hoc casu: ad quamquidem deliberationem et solutionem septem celdrarum frumenti modo quo premittitur faciendam et perimplendam in omnibus, necnon ad restitutionem laborum, expensarum et dampnorum, si quos, quas vel que ipsi religiosi seu eorum seruientes pro defectu deliberationis prenominate incurrerint, integre perficiendam, nos heredes et assignatos nostros, terrasque, redditus, possessiones ac omnia bona nostra vbicunque existunt, ad voluntatem dictorum religiosorum, siue per ministros regios, siue per suos proprios, siue ecclesiastice censure rigorem obligamus quanto firmius possumus per presentes, nullo proponendo obstante: In cuius rei testimonium sigillum nostrum presenti scripto seu carte nostre est appensum: testibus reuerendis in Christo patribus, dominis Willelmo et Willelmo Sanctiandree

BOTHKENNER

BUTHKENNER

et Glasguensis ecclesiarum Dei gratia episcopis, dominis Roberto de Erskin et Alexandro Morn, militibus, Reginaldo More filio et herede nostro, Ghilcrist More fratre nostro, Forsith clerico, et Willelmo de Barde, ac multis aliis: Datum apud Abircorne, quarto die mensis Octobris anno Domini millesimo tricentesimo sexagesimo tercio.

44. BUTHKENNER SEPTEM CELDRARUM FRUMENTI REDDENDO PRECEPTUM.

JACOBUS Dei gracia Rex Scotorum, vicecomiti nostro de Striueling, salutem: Quia per religiosos viros abbatem et conuentum monasterii de Cambuskynneth nostros oratores concepimus quod de firmis terrarum de Buthkenner certa eis annua pensio, videlicet, septem celdrarum frumenti, ex nostrorum progenitorum concessione debetur; Vobis igitur stricte precipimus et mandamus quod dictarum terrarum incolas ad integram realem dicte pensionis solutionem debite et juris ordine compescatis, sic quod, saluo jure cuiuslibet, de vestra negligencia nullam iustam querimoniam habeamus: Datum apud Edinburgh sub nostro secreto sigillo, secundo die mensis Septembris anno regni nostri decimo nono.

45. BUTHKENNER FRUMENTUM SEPTEM CELDRARUM PRO QUINQUE MITTATUR.

JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus tocius terre sue clericis et laicis, salutem: Sciatis quod in plenariam contentationem venerabilis in Christo patris et religiosorum virorum abbatis et conuentus monasterii nostri de Cambuskynneth pro quadam annua pensione septem celdrarum frumenti de terris nostris de Buthkenner cum pertinenciis jacentibus infra vicecomitatum nostrum de Striueling, quam pensionem dicti abbas et conuentus de dictis terris annuatim antique mensure vendicarunt et clamarunt, pro perpetuo dedimus et concessimus ac presentium tenore damus et concedimus dictis abbati et conuentui annuam pensionem quinque celdrarum

Buthkenner septem celdrarum frumenti
preceptum etc.

Jacobus dei gracia Rex Scotorum
vicecomiti nostro de Strivelinge salutem quia
per religiosos viros abbatem et conventum
monasterii de Cambuskynneth nostros oratores con
cepimus quod de firmis terrarum de Buthkenner cer
ta eis annua pensio videlicet septem celdrarum fru
menti ex nostrorum progenitorum concessione debetur
Vobis igitur stricte precipimus et mandamus quod
dictarum terrarum incolas ad integram realem
dicte pensionis solutionem debite et juris ordine co
pellatis sic quod salvo jure cuiuslibet de vestra negligen
cia nullam iustam querimoniam habeamus Datum
apud Edinburgh sub nostro secreto sigillo secundo die
mensis septembris anno Regni nostri Decimo nono

frumenti annuatim, de dictis terris de Bothkenner mensure currentis et consuete die confectionis presentis carte: Tenendam et habendam dictam annuam pensionem quinque celdrarum frumenti mensure nunc currentis, pro dictis septem celdris antiquitus clamatis, predictis abbati et conuentui et eorum successoribus, de dictis terris de Bothkenner annuatim, ad terminum beati Martini in hieme, leuandam et percipiendam in puram et perpetuam elemosinam, ac in feodo et hereditate imperpetuum, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine aliquo retinemento seu reuocatione quacunque: faciendo annuatim dicti abbas et conuentus et eorum successores imperpetuum pro nobis et successoribus nostris, orationum suffragia deuotarum: quare vicecomiti nostro de Striueling et deputatis suis, ac camerariis, firmariis, et officiariis nostris quorum interest, qui pro tempore fuerint, stricte precipiendo mandamus quatenus dictis abbati et conuentui et eorum successoribus et intromissoribus dictam annuam pensionem quinque celdrarum frumenti ad predictum terminum annuatim de dictis terris pro perpetuo persolui faciant, sub omni pena que competere poterit in hac parte: Datum sub magno sigillo nostro apud Striueling, vicesimo tertio die mensis Septembris, anno Domini millesimo quadringentesimo quinquagesimo nono, et regni nostri vicesimo. BOTHKENNER

46. Donatio Willelmi Episcopi Sanctiandree super centum solidos Ecclesie de Blare.

Wilelmus miseratione diuina ecclesie Sanctiandree minister humilis, vniuersis sancte matris ecclesie filiis has literas visuris vel audituris, eternam in Domino salutem: Nouerit vniversitas vestra nos diuine caritatis intuitu, necnon pro anima inclite recordationis domini Regis Willelmi, cujus anime propicietur Deus, dedisse et concessisse Deo et abbati de Cambuskynneth, et canonicis ibidem Deo seruientibus, annuos centum solidos in ecclesia de Blar, in puram et perpetuam elemosinam, per BLARE

BLARI

manum persone eiusdem ecclesie de Blare, nomine simplicis beneficii percipiendos, scilicet, quinquaginta solidos ad Penthecosten et quinquaginta solidos ad festum Sancti Martini: Quicumque igitur fuerit persona predicte ecclesie de Blar, tactis sacrosanctis, iurabit se predictos annuos centum solidos predictis canonicis terminis statutis fideliter soluturum: Et vt hec nostra donatio rata et illibata permaneat, eam presentis scripti patrocinio cum sigilli nostri munimine roborauimus: Hiis testibus, Roberto episcopo Rossensi, magistro Laurencio archidiacono Sanctiandree, magistro Stephano, magistro Michaele, magistro Roberto de Stichill, magistro A[dam] Ouide, magistro Petro de Driburght, Symone de Nusy, W[illelmo] de Galin, Richardo Camerario, et aliis multis.

47. Confirmacio prioris Sanctiandree et conuentus super centum solidis ecclesie de Blar.

Omnibus sancte matris ecclesie filiis: Dei gracia prior Sanctiandree et eiusdem loci conuentus, salutem in Domino: Nouerit vniuersitas vestra nos ratam habere et gratam donationem centum solidorum quos venerabilis W[illelmus] Episcopus Sanctiandree dedit canonicis de Striueling in ecclesia de Blar et per cartam suam confirmauit, singulis annis imperpetuum per manum persone ecclesie de Blar percipiendos, sicut carta prefati episcopi testatur: hiis testibus, P. et G. de Dunfermlin et de Abbirbrothock abbatibus, Y. abbate de Lundores, Johanne priore de May, magistro L[aurentio] archidiacono Sanctiandree.

48. Bulla centum solidorum ecclesie de Blar.

Innocencius Episcopus seruus seruorum Dei, dilectis filiis canonicis de Cambuskynneth, salutem et apostolicam benedictionem: Cum a nobis petitur quod iustum est et honestum, tam vigor equitatis quam ordo exigit rationis vt id

per solicitudinem officii nostri ad debitum producatur effectum. ea propter, dilecti in Domino filii, vestris justis precibus grato concurrentes assensu, annuum redditum centum solidorum in ecclesia de Blare pia vobis liberalitate collatum, sicut eum iuste et canonice obtinetis autoritate vobis apostolica confirmamus, et presentis scripti patrocinio communimus; nulli ergo hominum omnino liceat hanc paginam nostre confirmacionis infringere, vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum ejus se nouerit incursurum: Datum apud Vrbem Veterem, nono Maii pontificatus nostri anno nonodecimo. BLARI

49. Badindath carta.

Omnibus hoc scriptum visuris vel audituris, Willelmus de Kymmonde et filius et heres Agnetis filie quondam Willelmi dicti de Ketilistoune, salutem in Domino sempiternam: Nouerit vniuersitas vestra me, in bona sanitate et bona memoria constitutum, ac mera voluntate, pro salute anime mee et antecessorum et successorum meorum concessisse, resignasse et quietum clamasse pro me et heredibus meis inperpetuum, totam terram de Badindath, cum omnibus juribus, libertatibus et pertinenciis suis, viris religiosis abbati et conuentui de Cambuskynneth veris dominis dicte terre de Badyndath, et totum jus et clameum quod ego seu heredes mei aut quicunque successores habuimus vel habere potuimus, seu in posterum habere poterimus in dicta terra, ac in totum jus quod habuimus vel habere potuimus seu habere poterimus in futurum in octo marcis quas de ipsis religiosis percipere consueui: Quam quidem terram predictus Willelmus auus meus tenuit de dictis abbate et conuentu sibi et vnico tantum heredi: Et quia mater mea moriebatur ante predictum Willelmum dictum de Ketylistoune auum meum que mater mea super vixisset heredes dicte terre, in vita sua tantum fuisset, similiter et dictas BADINDATH.

BADINDATH

octo marcas quas pro tempore suo tantum percipisset; ideo dicta terra, cum predictis octo marcis, michi tanquam vni heredi et vltimo in vita mea tantummodo descendit, necnon et totum jus et clameum, si quod michi seu heredibus meis aut successoribus quibuscunque competat aut competere poterit in terris de Ketilistoune et de Duglin et de Bynyne vel earum aliqua, que omnia sponte et absolute mera voluntate mea, pro me et heredibus et successoribus quibuscunque dictis abbati et conuentui inperpetuum quietum clamaui, et per fustim et baculum in vigilia Sancti Luce euangeliste in tenemento de Badindath in plena curia dictorum abbatis et conuentus, coram multis baronibus ipsis abbati conuentui integraliter resignaui, vnacum cartis omnibus et instrumentis et munimentis michi et antecessoribus meis supradictis omnibus et singulis confectis, volens et concedens pro me et heredibus meis et successoribus quibuscunque quod dicti religiosi et eorum successores imperpetuum dictas terras omnes et singulas, cum omnibus juribus, libertatibus, asiamentis et pertinenciis suis habeant tanquam earum veri domini, libere teneant et integraliter possideant sine omni calumnia mei vel heredum seu successorum meorum, quod quoque sint de cetero liberi et penitus immunes a prestatione et solutione octo marcarum predictarum et cuiuscunque pensionis seu annui redditus, per me seu per heredes meos vel successores quoscunque petitis vel petendis: Volo eciam et concedo quod si in posterum aliquod instrumentum reperiatur vel ostendatur quod michi vel heredibus seu successoribus meis aliquod jus tribuere videatur in dictis terris vel earum aliqua, seu eciam in dicta pensione octo marcarum vel aliqua alia, vacuum sit cassum et inane, cuiuscunque fuerit tenoris: Et si contingat in posterum quod aliqua persona, cuiuscunque sexus vel autoritatis seu conditionis, in dictis terris vel earum aliqua, seu in pensione predicta, aliquod jus vendicet vel clameum, ratione alicuius instrumenti hactenus confecti, seu ratione alicuius concessionis seu collationis facte dicto Willelmo de Ketilistoune auo meo, uel

alicui persone eum attinenti, seu ratione alicuius possessionis vel sasine quod ipse Willelmus in dictis terris vel earum aliqua habuit, ego et heredes mei dictos abbatem et conuentum contra omnes tales homines pariter et feminas warantizabimus, adquietabimus et defendemus et indempnes omnino conseruabimus: volo eciam et concedo pro me et heredibus meis et successoribus quod si contingat in posterum quod si aliquis nostrum vel aliquis nomine nostro in dictis terris seu pensione vel earum aliqua jus vel clameum vendicare presumat, quod absit, ante litis ingressum soluat fabrice ecclesie Sancti-andree nomine pene ducentas libras sterlingorum, alioquin non audiatur coram quocunque judice siue ecclesiastico siue seculari, nichilominus rata manente predicta quieta clamatione; promittoque fideliter dictis abbati et conuentui qualemcunque securitatem prouidere sciuerint et voluerint cum consilio suo, super premissis omnibus et singulis obseruandis quociens voluerint et eis placuerint facere et innouare: ad omnia vero et singula premissa pro me et heredibus meis et successoribus fideliter et inuiolabiliter obseruanda, me pro me et ipsis heredibus meis et successoribus fide media obligaui et corporale nichilominus, tactis sacrosanctis ewangeliis, prestiti sacramentum, subiciendo me et heredes meos et successores jurisdictioni episcopi Sanctiandree qui pro tempore fuerit, vel eius officialis, vt ipsi et eorum quilibet qui super hoc fuerit requisitus, nos et quemlibet nostrum possint seu possit, quociens opus fuerit, ad premissorum et singulorum omnium obseruanciam per quamcunque censuram ecclesiasticam, monitione premissa, compellere: renunciando pro me et heredibus meis et successoribus omni cauillationi, exceptioni doli mali, regie prohibitioni, privilegio crucesignatorum et fori constitutioni de duabus dietis edite in consilio generali beneficio diui Adriani, et omni impetrationi facte et faciende, ac omni juri et facti remedio nobis vel alicui nostrum contra premissa vel [aliquod] premissorum competere valenti: In cuius rei testimonium presenti scripto sigillum meum apposui, et ad instanciam meam sigillum

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venerabilis patris Roberti Dei gratia Episcopi Dunblanensis et domini Patricii de Graym vicecomitis de Striueling et domini Johannis de Striueling, militis, et Willelmi de Striveling fratris, vnacum sigillis communitatis de Striueling et Linlithqw, sunt appensa: Acta in tenemento de Badindath, in vigilia Sancti Luce ewangeliste, anno Domini millesimo ducentesimo octuagesimo secundo; hiis testibus, Richardo de Kaleder, tunc constabulario de Striueling, Nicholao dicto Tripena, domino Johanne de Varia Capella, vicario de Stobor, Nigello filio Colini Campbell, Richardo dicto Prethir, burgensi de Striueling, Gilcrist Magilmore, Gillastop fratre eius, Richardo dicto Brimymare de Claemannan, et multis aliis.

50. Carta originalis et confirmatio Regis Malcolmi de terris Cambuskynneth et piscaria.

CAMBUSKYNNETH

Malcolmus Dei gracia Rex Scotorum, episcopis, abbatibus, comitibus, iusticiis, baronibus, vicecomitibus, ministris, et omnibus probis hominibus suis, clericis et laicis, totius regni sui quam presentibus tam futuris, salutem: Sciatis me concessisse et hac mea carta confirmasse Deo et ecclesie Sancte Marie de Striueling, et canonicis ibidem Deo seruientibus, donationes Regis Dauid aui mei, quas prefate ecclesie in elemosinam dedit; scilicet, terram de Cambuskynneth et piscaturam inter eandem terram et Pollemase, et vnum rete in aqua; terram quoque de Collin, cum nemore suo ad eandem terram pertinentem, cum suis rectis diuisis; terram eciam de Tulibodevin que est inter aquam eiusdem terre et terram de Login; quadraginta quoque solidos de redditu meo de Striueling; et canum vnius nauis; et vnam salinam et totidem terre quot habet vna de salinis meis; et decimam firme de dominiis meis de Sterling et oblationes que in predicta ecclesia oblate fuerint; et insulam que est inter Polmase et Tulibodevin, et viginti cudrinis de caseis redditus mei de Sterling; eandem quoque libertatem et consuetudinem, quam

Prima carta originalis dauid regis funda
toris nostri de Cambuskynneth &c

In nomine patris et filii et spiritus
sancti amen ego dauid dei gratia rex scotorum
assensu henrici filii mei et episcoporum regni mei
comitumque et baronum confirmatione et testimonio con
cedo et hic sancte marie de striuelinz et canonicis in
ea regulariter viuentibus ea que subscripta sunt et pa
ce perpetua confirmo hec itaque sunt que prefate ecclesie
concedo terram de cambuskynneth et piscaturam
inter eandem terram et pollemase et unum rethe in aqua
terram quoque de colling cum nemore et sine rectitudi
nibus terram etiam de dunbodenin que est inter aquam
eiusdem terre et terram de lothin quadraginta quoque
solidos de redditu meo de striuelinz et canum unius na
uis et unam salinam et totidem terre quot habet una de
salinis meis et decimam firme de dominiis meis de stri
uelinz et oblationes que in predicta ecclesia oblate fuerint
et insulam que est inter pollemase et dunbodenin et
vigintiunum denarios de caseis redditus mei de striuelinz
eandem quoque libertatem et consuetudinem quam ce
teris ecclesiis terre mee concessi et confirmaui eidem ecclesie
concedo et confirmo volo itaque ut quecunque predicta ecclesia
in presenti possidet vel in futuro possessura est ita quiete
et libere sicut ego prefatas terras possideo possideant
salua defensione regum et iusticia regali si prelatus aliquo
impulsu a iusticia exorbitauerit huius confirmationis
testes sunt Comes henricus filius regis Robertus episcopus
sanctiandree gregorius episcopus dunkelden herbertus electus
de glasgu G abbas dunfermel abbas sancte cru
cis robertus prior sanctiandree osbertus prior jeddewrit ed
wardus cancellarius Comes dunet leod de brethin hugo
de morvill herbertus camerarius willelmus de sumerwill dauid de
sules willelmus de lindes walterus de Ridale

Concordat cum principali Jacobus foulis

ceteris ecclesiis terre mee concessi et confirmaui, eidem ecclesie concedo et confirmo : Volo itaque vt quicunque predictam ecclesiam in presenti possidet, vel in futuro possessura est, ita quiete et libere possideat sicut aliqua ecclesia in toto regno meo aliquam elemosinam vel possessionem quiecius et liberius possidet : Hiis testibus, Herberto Episcopo de Glasgw, Richardo electo de Sancto Andrea, Engelramo Cancellario, Waltero filio Alani dapifero, Nicholao Camerario, Osberto Abbate de Geddewrd, Willelmo Abbate de Sancta Cruce, Galfrido Abbate de Dunfermelin, Johanne Abbate de Kalchoch, Willelmo Abbate de Melros, Amfrido Abbate de Newbottill, Willelmo de Sumervill, Randulpho de Swlis, Willelmo de Lindesay, Petro Clerico de Striueling, Hugone de Camera, Rodolfo de Camera, apud Oppidum Puellarum.

51. Prima Carta originalis Dauid Regis fundatoris nostri de Cambuskynneth.

In nomine Patris et Filii et Spiritus Sancti, amen : Ego Dauid Dei gracia Rex Scotorum, assensu Henrici filii mei, et episcoporum regni mei comitumque et baronum confirmatione et testimonio, concedo ecclesie Sancte Marie de Striueling et canonicis in ea regulariter viuentibus [illegible] sua ipsa sunt, et pace perpetua confirmo : hec itaque sunt que prefate ecclesie concedo ; terram de Cambuskynneth et piscaturam inter eandem terram et Pollemase, et vnum rethe in aqua ; terram quoque de Colling, cum nemore et suis rectis diuisis ; terram eciam de Dunbodeuin, que est inter aquam eiusdem terre et terram de Lochin ; quadraginta quoque solidos de redditu meo de Striueling ; et canum vnius nauis ; et vnam salinam et totidem terre quot habet vna de salinis meis ; et decimam firme de dominiis meis de Striueling, et oblationes que in predicta ecclesia oblate fuerint ; et insulam que est inter Pollemase, et Dunbodeuin, et viginti cudermis de caseis redditus mei de Striueling ; eandem quoque libertatem et consuetudinem quam ceteris ecclesiis terre mee concessi

CAMBUSKYNNETH

et confirmaui, eidem ecclesie concedo et confirmo; volo itaque vt quecunque predicta ecclesia in presenti possidet vel in futuro possessura est, ita quiete et libere sicut ego prefatas terras possideo, possideant; salua defensione regni et justicia regali, si prelatus aliquo impulsu a iusticia exorbitauerit: Huius confirmationis testes sunt comes Henricus filius Regis, Robertus Episcopus Sanctiandree, Gregorius Episcopus Dunkeldensis, Herbertus electus de Glasgw, G[alfridus] Abbas Dunfermelinensis, [Alwinus] Abbas Sancte Crucis, Robertus prior Sancti Andree, Osbertus prior Jeddewrt, Edwardus cancellarius, Comes Dunecanus, Leod de Brechin, Hugo de Moruille, Herbertus Camerarius, Willelmus de Sumerwill, Ranulfus de Sules, Willelmus de Lindesi, Walterus de Ridale.

52. CAMBUSKYNNETH TERRARUM ET PISCARIE CONFIRMACIO PER REGEM WILELMUM.

WILELMUS Dei gracia Rex Scotorum, episcopis, abbatibus, comitibus, justiciis, baronibus, vicecomitibus, ministris et omnibus probis hominibus suis, clericis et laicis totius regni sui, tam presentibus quam futuris, salutem: Sciatis me concessisse, et hac mea carta confirmasse Deo et ecclesie Sancte Marie de Striueling, et canonicis ibidem Deo seruientibus, donaciones quas antecessores mei eis in elemosinam dederunt; scilicet, ex donatione Regis David aui mei terram de Cambuskynneth, et piscaturam inter eandem terram et Pollemase, et vnum rethe in aqua; terram quoque de Colling, cum nemore suo ad eandem terram pertinente, cum suis rectis diuisis; terram eciam de Tulibyene que est inter aquam ejusdem terre et terram de Login; quadraginta quoque solidos de redditu meo de Striueling; et canum vnius nauis; et vnam salinam, et tantum terre quantum habet vna de salinis meis; et decimam firme de dominiis meis de Striueling, et oblationes que in predicta ecclesia oblate fuerint; et insulam que est inter Pollemase et Tulliboyene; viginti

cudermis de caseis redditus mei de Striueling et Katelistune cum suis rectis diuisis; et ecclesiam de Clackmanan cum quadraginta aeris terre; et toftum sacerdotis in eadem villa, et asiamenta in bosco et plano; et decimas placitorum et lucrorum meorum de Striueling et de Striuelingschire et de Calentyr; et vt eorum dominii homines sint quieti de toloneo et de omnibus rectitudinibus et consuetudinibus, et vt habeant meam firmam pacem juste vbicunque venerint in tota terra mea; et ex donatione regis Malcolmi fratris mei, totum molendinum de Clacmanan preter multuram dominice mense mee quotiens ad opus meum molitur contra aduentum meum in eandem villam, et preter multuram proprie mense prepositi mei ejusdem ville, multuram eciam et sectam prouincie de Clacmanan, cum aliis rectitudinibus suis sicut melius et plenarius habebant cum idem molendinum in manu mea tenebam; et vnum toftum plenarium in burgo meo de Innerkethin, et sexaginta solidos de cano meo de Perth singulis annis habendos, et pecuniis abbacie sue communionem pascue vbicunque habuerunt tempore regis Dauid aui mei melius et plenarius; volo itaque et firmiter precipio quatenus predicta ecclesia omnes possessiones prenominatas ita libere et quiete possideat sicut aliqua ecclesia in toto regno meo aliquam elemosinam vel possessionem quietius et liberius possidet, et vt carte regis Dauid aui mei et Malcolmi regis fratris mei testantur et confirmant: Testibus, Nicholao Cancellario, Johanne Abbate de Kelcho, Vualleuo Comite, Richardo de Moreuille, Waltero filio Alani, Dauid Olifer, Philippo de Valing (Valoniis), Roberto Auenell, fratre Willelmo de Olepene.

53. Cambuskynneth terrarum et piscarie confirmacio per Regem Alexandrum, filium Willelmi regis.

Alexander Dei gracia Rex Scotorum, omnibus probis hominibus totius terre sue, salutem: Noueritis nos inspexisse confirmationem inclite recordationis Domini Regis Willelmi patris nostri concessam Canonicis de Cambus-

CAMBUSKYNNETH

kynneth in hec verba. WILELMUS Dei gratia Scotorum Rex, episcopis, abbatibus, comitibus, justiciis, baronibus, vicecomitibus ministris et omnibus probis hominibus suis, clericis et laicis, totius regni sui, tam presentibus quam futuris, salutem; Sciatis me concessisse et hac mea carta confirmasse Deo et ecclesie Sancte Marie de Striueling, et canonicis ibidem Deo seruientibus, donationes quas antecessores mei eis in elemosinam dederunt; scilicet, ex donatione Regis Dauid aui mei, terram de Cambuskynneth et piscaturam inter eandem terram et Pollemase, et vnum rethe in aqua; terram quoque de Colling, cum nemore suo ad eandem terram pertinente, cum suis rectis diuisis; terram eciam de Tulibotheuin que est inter aquam eiusdem terre et terram de Login; quadraginta quoque solidos de redditu meo de Striueling et canum vnius nauis, et vnam salinam, et tantum terre quantum habet vna de salinis meis, et decimam firme de dominiis meis de Striueling, et oblationes que in predicta ecclesia oblate fuerint; et insulam que est inter Pollemase et Tulibotheuin, et viginti cudrinis de caseis redditus mei de Striueling, et Ketelistoune, cum suis rectis diuisis, et ecclesiam de Clacmanan cum quadraginta acris terre et toftum sacerdotis in eadem villa et asiamenta in bosco et plano, et decimas placitorum et lucrorum meorum de Striueling et Striuelingschire, et de Kalentyr; et vt eorum dominii homines sint quieti de toloneo, et de omnibus rectitudinibus et de consuetudinibus; et vt habeant meam firmam pacem juste vbicunque venerint in tota terra mea; et ex donatione regis Malcolmi fratris mei totum molendinum de Clakmanan, preter multuram dominice mense mee, quotiens ad opus meum moletur, contra aduentum meum in eandem villam, et preter multuram proprie mense prepositi mei eiusdem ville; multuram eciam et sectam prouincie de Clacmanan cum aliis rectitudinibus suis, sicut melius et plenarius habebant cum idem molendinum in manu mea tenebam; et vnum toftum plenarium in burgo meo de Innerkethin, et quinquaginta solidos de cano meo de Perth singulis annis habendos, et pecuniis

abbacie sue communionem pascue vbicunque habuerunt tempore Regis Dauid aui mei melius et plenarius: Volo itaque et firmiter precipio quatenus predicta ecclesia omnes possessiones prenominatas ita libere et quiete possideat, sicut aliqua ecclesia in toto regno meo aliquam elemosinam vel possessionem quiecius et liberius possidet, et vt carte regis David aui mei et Malcolmi Regis fratris mei testantur et confirmant: Testibus, Nicholao cancellario, Johanne abbate de Kelkhow, Valueuo comite, Richardo de Moreuille, Waltero filio Alani, Dauid Olifard, Philippo de Valingum (Valoniis), Roberto Auuenell, fratre Wilielmo de Olipene. Et quia venerabilis pater Clemens, episcopus Dunblanensis, dictam confirmationem quoad redditum dictorum viginti cudrinis casei de reditu de Striueling in nostra presentia cancellauit eo quod per nos et per cartam nostram fuerit eisdem canonicis super hoc alibi satisfactum, ne dicta cancellatio eisdem canonicis noceat in posterum ad eorum instanciam huic dicte confirmacionis transcripto sigillum nostrum apponi fecimus: Testibus, venerabili patre Clemente episcopo Dunblanensi, Alexandro Cumyn comite de Buchane, Willelmo comite de Marr, Johanne de Striueling, Thoma de Lasdeles, et Bernardo de Dippelere; apud Striueling, duodecimo die Februarii anno Domini regis trigesimo quinto.

54. Carta de fractione piscariarum de Cambuskynneth et de eorundem nominibus qui inuaserunt crouas.

Dauid Dei gracia Rex Scotorum, vicecomitibus et balliuis suis de Striueling, salutem: Quia per decretum consilii nostri in pleno parliamento nostro, tento apud Scouam vicesimo septimo die mensis Julii, compertum fuit et determinatum quod burgenses de Striueling, videlicet,—Hugo Vrry et complices sui cum armis violenter et iniuste inuaserunt et fregerunt crouas et piscarias religiosorum virorum abbatis et conuentus monasterii de Cambuskynneth in

CAMBUSKYNNETH

nostre regie maiestatis offensam et dampnum dicti monasterii non modicum et grauamen; vobis firmiter precipimus et mandamus quatenus dictos burgenses ex parte nostra moneatis et districte compellatis quod infra quadraginta dies a data presencium numerando predictas crouas et piscaturas reedificent et construant competenter, prout antea fuerant, et quod plene satisfaciant de dampnis, expensis et jactis, que et quas dicti religiosi ex huiusmodi malificiis sustinuerunt, secundum decretum consilii nostri et ordinationem super nostram plenariam forisfacturam; et hoc nullo modo omittatis nec omittant, sicut nostram indignationem volueritis et voluerint euitare: In cuius rei testimonium presentibus sigillum nostrum penes predictos religiosos mansurum et vobis ostendendum precipimus apponi; apud Sconam, vicesimo septimo die Julii anno regni nostri trigesimo septimo.

55. Sequuntur nomina illorum qui fregerunt crouas [de] Cambuskynneth.

Ista sunt nomina burgensium de Striueling qui inuaserunt crouas et piscaturas abbatis et conuentus de Cambuskynneth: In primis, Hugo Vrry, Robertus Raa, Ricardus Tector, Adam Sissor, Robertus Foster, Willelmus Ker, Willelmus Bemys, Johannes de Erskin, Rogerus Marcator et Henricus Marcator frater eius, Gilbertus Faber, Thomas Potator, Johannes Gollane, Johannes Pelliparius, Thomas de Ybernia, Robertus Harrow, Johannes Brume, Adam Gamilsone, Johannes Witste, Thomas de Brigerakis, Patricius Marcator, Robertus Carnifex, Thomas Rubiginator; eciam Piscatores, videlicet, Johannes filius Hugonis, Johannes de Callenter, Johannes filius Michaell, Johannes Tennand, et Philippus filius eius, Mure de Corntone et Gilielmus frater eius, Johannes filius Hernot et multi alii.

Ab Clacmanan ecclia ex dono dauid regis

David Rex Scotorum Omnibus pro
bis hominibus totius terre sue clericis et
laicis salutem sciatis me concessisse et hac
mea carta confirmasse abbati de Striuelinc et canoni
cis Ibidem deo seruientibus ecclesiam de Clacmanan cum
quadraginta acris terre et toftum sacerdotis in eadem
villa et aisiamenta in bosco et plano et decimas omnium
placitorum et lucrorum meorum de Striuelinc et de
Striuelinc schire et de Kalenter et unum toftum in bur
go meo de Striuelinc et aliud toftum in Linlideu in perpe
tuam elemosinam Ita libere et quiete ab omni secu
lari seruitio ut aliqua elemosina melius et liberius
in regno meo tenetur Test Willelmo Morauiensi episcopo
et Hugone de Moreuille Waltero filio Alani Adam de
Rochesburc Nicholao Clerico Waltero cancellario
Johanne capellano Apud Striuelinc

56. Clacmannan possessionis preceptum a Decano Rectori de Torryl.

Bricius Decanus Cristianitatis de Fyff et de Fothriff, Domino Patricio Picarde, rectori de Torry, salutem: Quia pluribus et diuersis domini nostri episcopi occupati negociis ad instituendum dominum Adam abbatem de Cambuskynneth in vicariam de Clackmannane, secundum preceptum domini nostri predicti ad presens nequaquam possumus laborare, vos attencius deprecamur quatenus cum dicto domino Adam ad prefatam vicariam personaliter laboretis ipsumque in eadem cum pertinenciis vice nostra, secundum tenorem litere domini nostri Episcopi sibi inde confecte instituatis, et ad institucionis testimonium sigillum vestrum presentibus apponatis: Scriptum sub sigillo officii nostri, apud Cuprum in Fyff, vicesimo secundo die mensis Augusti anno, etc. [tri]centesimo quinquagesimo. CLACKMANAN

57. Clacmanan ecclesia ex dono Dauid Regis.

Dauid Rex Scotorum omnibus probis hominibus tocius terre sue, clericis et laicis, salutem: Sciatis me concessisse et hac mea carta confirmasse abbati de Striueling, et canonicis ibidem Deo seruientibus, ecclesiam de Clacmanan, cum quadraginta acris terre et toftum sacerdotis in eadem villa, et asiamenta in bosco et plano, et decimas omnium placitorum et lucrorum meorum de Striueling, et de Striuelingschire, et de Kalenter, et vnum toftum in burgo meo de Striueling, et aliud toftum in Linlidcu in perpetuam elemosinam, ita libere et quiete ab omni seculari seruicio vt aliqua elemosina melius et liberius in regno meo tenetur: Testibus Willelmo Morauiensi episcopo, et Hugone de Moreuille, Waltero filio Alani, Adam de Rogesburg, Nicholao clerico, Waltero cancellario, Johanne capellano, apud Striueling.

CLACMANAN

58. Vicarie de Clakmanan donatio.

Universis sancte matris ecclesie filiis ad quorum noticiam presentes litere peruenerint, Willelmus de Landale miseratione diuina ecclesie Sanctiandree minister humilis, salutem in Domino sempiternam: Pastoralis officii decet solicitudinem gregis sibi commissi statum et merita diligenter prospicere et eius necessitati tanquam dispensator prouidus pie compaciendo quantum cum Deo possit per remedia salubria et oportuna subuenire, vnde considerantes statum monasterii beate Marie de Cambuskynneth per dirarum guerrarum procellas in partibus illis diutissime habitas in tantum fore depressum, et quod dolenter referimus, per quorundam diabolicorum filiorum manum rapidam in calicibus, libris, ceterisque ornamentis altaris ac aliis bonis, de quibus ibidem Deo seruientes debent sustentari sic distructum quod nisi eidem monasterio citius subueniatur, hospitalitas deficiet, edificia corruent et canonici Deo ibidem seruientes et seruituri cogentur mendicare: Volentes igitur et affectantes premissis dampnis et periculis prout possumus occurrere, et dictum monasterium releuare, integram vicariam de Clacmanan cum omnibus suis possessionibus, terris, fructibus, oblacionibus et obuencionibus ac ceteris iuribus et pertinenciis suis, abbati dicti monasterii beate Marie de Cambuskynneth, et canonicis ibidem Deo seruientibus, et in futurum seruituris, de consensu et assensu totius capituli nostri damus imperpetuum et concedimus in proprios vsus ac confirmamus per presentes: Volentes, concedentes et ordinantes quod futuris temporibus dictus dominus abbas de Cambuskynneth, et canonici eiusdem, prefate ecclesie de Clacmanan, cuius rectoriam ante istam donationem nostram, concessionem et ordinationem diu in proprios vsus pacifice possederunt, per vnum capellanum ydoneum et honestum quem ad hoc assumere voluerint, faciant deseruire in diuinis; saluis nobis et successoribus nostris ac Archidiacono nostro Sanctiandree et suis successoribus iuribus episcopalibus et archidiaconalibus cum canonica obediencia et sub-

Confirmā rectorie de clacmañā Malcolmi regis

Malcolmus rex scotorum omnibus probis
hominibus totius terre sue clericis et laicis salu
tem Sciatis me concessisse et hac mea carta co
firmasse abbati de striuelin et canonicis ibidem deo seruj
entibus ecclesiam de clacmañan cum quadraginta acris terre
et toftum sacerdotis in eadem villa et aisiamentum in bosco
et plano et decimas omnium placitorum et lucrorum meorum
de striuelin et de striuelinschire et de kalentyr et unum
toftum in burgo meo de striuelin et aliud toftum in lin
lidcu in perpetuam elemosinam ut melius et liberius
temporibus auj mei dauid regis habuerunt et tenuerunt
Testibus willelmo epo de morauia Osb abbate de Jeddew wal
tero cancellario hugone de morevill nicholao clerico waltero
scriptore Apud Seleschirche etc

iectione : In cuius rei testimonium, sigillum nostrum una cum sigillo communi capituli nostri in signum consensus et assensus sui ad hoc prestiti presentibus est appensum. Datum apud Sanctumandream, quarto die mensis Junij anno Domini millesimo tricentesimo quinquagesimo.

59. Confirmatio Rogeri Episcopi de Clacmanan et de Kirk.

Uniuersis sancte matris ecclesie filiis presens scriptum inspecturis, Rogerus Dei gratia Scotorum episcopus, salutem in Domino : Nouerint tam presentes quam futuri nos dedisse et concessisse, et presenti carta confirmasse ecclesie Sancte Marie de Striueling, et canonicis ibidem Deo seruientibus, ecclesiam de Egles, et ecclesiam de Clacmanan, cum omnibus justis suis, tam in capellis et decimis et obuencionibus quam in ceteris ecclesiasticis beneficiis in liberam, puram et perpetuam elemosinam : Tenendam et possidendam adeo libere, quiete et honorifice sicut predicta ecclesia eas liberius, quietius et honorificentius tempore Dauid Regis et episcoporum Roberti, Arnaldi et Ricardi pie recordationis predecessorum nostrorum tenuit et possidet ; saluis episcopalibus : Testibus, Willelmo abbate de Sancta Cruce ; Magistro Ranulfo archidiacono Sanctiandree ; Magistro Johanne archidiacono Laudonie, et Ricardo, Ricardo capellanis, Magistro Willelmo de Lina, Magistro Stephano de Beuerlao, Magistro Isaac Scoto, Marchesio de Ambini, Ricardo Clerico, Radulfo Costein, W[illielmo] de Winille, Henrico Truant, militibus, Ricardo Matheo : Datum per manum Galfredi de Crauford, apud Tynningham, Kalendis Julii pontificatus nostri anno tercio.

60. Confirmatio Rectorie de Clacmanan Malcolmi Regis.

Malcolmus Rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem : Sciatis me concessisse, et hac mea carta confirmasse abbati de Striueling et canonicis ibidem Deo seruientibus ecclesiam de Clacmanan cum quadraginta acris terre et toftum sacerdotis in eadem villa, et asiamentum in bosco et plano, et decimas omnium placitorum et lucrorum meorum de

CLACKMANAN

Striueling et de Striuelingschire et de Kalentyr et vnum toftum in burgo meo de Striueling et aliud toftum in Linlideu in perpetuam elemosinam vt melius et liberius temporibus aui mei Dauid Regis habuerunt et tenuerunt: Testibus. Willelmo episcopo de Morauia; Osberto abbate de Jeddew[rd]; Waltero cancellario; Hugone de Moreuill; Nicholao clerico; Waltero Scriptore: Apud Seleschirche.

61. Clacmanan possessionis preceptum.

Wilelmus miseratione diuina ecclesie Sanctiandree episcopus, Decano nostro Cristianitatis de Fiff, et de Fothriff, salutem cum benedictione diuina: Quia nos volentes et affectantes monasterium beate Marie de Cambuskynneth, quod quasi irreparabiliter per diabolicos homines nuper dampnificatum est et deuastatum, quantum cum Deo possumus releuare vicariam de Clacmanan et omnes fructus, redditus et prouentus, obuenciones, terras et possessiones, et cetera emolumenta ad ipsam vicariam spectantes siue spectancia prefato monasterio et canonicis ibidem Deo seruientibus et imperpetuum seruituris [in] proprios vsus dedimus et concessimus, ac dominum Adam abbatem eiusdem, nomine dicti monasterii et canonicorum eiusdem per annulum nostrum inuestiuimus de eadem; mandamus vobis et precipimus quatenus dictum dominum abbatem de Cambuskynneth nomine dicti monasterii sui instituatis in eandem et in corporalem possessionem eiusdem cum pertinentiis inducatis, inductumque auctoritate nostra canonice defendatis, contradictores et rebelles, si qui fuerint, per censuram ecclesiasticam arcius compescentes: In signum vero huiusmodi institutionis per vos facte, traditeque sibi possessionis sigillum officii vestri presentibus apponatis et penes ipsum dominum abbatem et monasterium suum perpetuo remansuris: Datum sub sigillo nostro, apud lacum de Levyn, vicesimo secundo die Augusti anno gracie millesimo tricentesimo quinquagesimo.

62. Bulla Vnionis Vicarie Clacmanan Monasterio de Cambuskynneth.

CLACKMANAN

Clemens Episcopus, seruus seruorum Dei, ad perpetuam rei memoriam: Apostolice sedis circumspecta benignitas vota personarum humilium maxime diuinis laudibus sacreque religionis obseruancie deditarum gracioso libenter fauore prosequitur, eorumque necessitatibus occurrit remediis oportunis; dudum siquidem felicis recordationis Gregorius Papa sextus predecessor noster omnes vicarias perpetuas ceteraque beneficia ecclesiastica, cum cura et sine cura, quorumcunque per assecutionem pacificam archidiaconatuum, dignitatum, personatuum, officiorum ac beneficiorum aliorum ecclesiasticorum quorumlibet per eum seu eius auctoritate tunc collatorum et in antea conferendorum eisdem, tunc vacancia et in posterum vacatura collationi et dispositioni sue reseruans, decreuit extunc irritum et inane si secus super hiis a quoquam quauis auctoritate scienter vel ignoranter contigerit attemptari; et deinde perpetua vicaria parrochialis ecclesie de Clacmanan Sanctiandree diocesis ex eo vacante quod dilectus filius Mauricius de Stratherne archidiaconus ecclesie Dumblanensis, tunc dictam vicariam obtinens, archidiaconatum dicte ecclesie Dumblanensis, qui dignitas est, tunc vacantem auctoritate literarum dicti predecessoris sibi collatum, extitit pacifice assecutus, prefatoque predecessore, per eum de dicta vicaria minime disposito, sicut Domino placuit, sublato de medio, nos diuina fauente clemencia ad apicem summi apostolatus assumpti, cum a nonnullis reuocaretur in dubium an post dicti predecessoris nostri obitum aliquis preter Romanum Pontificem de vicariis et aliis beneficiis supradictis per dictum predecessorem nostrum dispositioni sue reseruatis et tempore obitus eiusdem predecessoris vacantibus, disponere potuisset siue posset, nos, ad huiusmodi ambiguitatis tollendum dubium, per nostras literas declarauimus huiusmodi vicarias et alia beneficia supradicta que tempore

CLACKMANAN

obitus eiusdem predecessoris nostri vacabant, vt prefertur, remansisse et remanere per huiusmodi reseruationem et decretum affecta, nullumque de illis preter Romanum Pontificem potuisse vel posse disponere quoquomodo ; decernentes extunc irritum et inane quicquid in contrarium a quoquam quauis auctoritate scienter vel ignoranter attemptatum forsan erat tunc vel contigerit imposterum attemptari, et deinde exhibita nobis pro parte dilectorum filiorum abbatis et conuentus monasterii beate Marie de Cambuskynneth, ordinis Sancti Augustini dicte diocesis, peticio continebat quod tam ipsi quam predictum eorum monasterium propter guarras que diutissime in illis partibus vigerunt et propter quosdam iniquitatis filios qui calices, libros, ceteraque ornamenta altaris et diuersa alia bona ipsius monasterii rapuerunt et secum asportarunt, ac eciam propter quendam ictum tonitrui et fulguris qui supra campanile ipsius monasterii cecidit, sicut in magnis erumpnis et necessitatibus constituti, chorusque dicti monasterii magnam ruinam patitur, ad quem reparandum seu reficiendum, iidem abbas et conuentus sunt totaliter impotentes : Quare pro parte dictorum abbatis et conuentus nobis fuit humiliter supplicatum quatenus vt eorum erumpnis et necessitatibus predictis valeant obuiare, predictam vicariam, cuius rectoriam iidem abbas et conuentus, vt asserunt, in proprios vsus obtinent, et ad quos ius patronatus vicarie predicte noscitur pertinere, cuiusque valor annuus decem marcarum sterlingorum, vt asserunt, communiter non excedit, ipsis abbati et conuentui ac eorum monasterio vnire, annectere et incorporare auctoritate apostolica dignaremur : Nos eorundem abbatis et conuentus erumpnis et necessitatibus pio compacientes affectu, ipsorum abbatis et conuentus in hac parte supplicationibus inclinati, predictam vicariam sic vacantem, de qua nullus preter Romanum Pontificem disponere potuit neque potest, reseruatione, decretis et declamatione obsistentibus supradictis, abbati et conuentui ac monasterio predictis exnunc imperpetuum auctoritate apostolica incorporamus

annectimus et vnimus, illamque ipsis concedimus in proprios vsus perpetuo possidendam, ita quod liceat prefatis abbati et conuentui, per se vel alium seu alios, possessionem pacificam eiusdem vicarie auctoritate propria ingredi, apprehendere et habere, eiusque fructus redditus et prouentus in suam et dicti eorum monasterii vtilitatem conuertere, ordinarii loci vel alterius cuiuscumque licentia minime requisita; prouiso quod dicta vicaria cultu diuino et debitis obsequiis non fraudetur, et animarum cura cui illa imminet nullatenus negligatur: Volumus autem quod abbas qui est et erit pro tempore, et conuentus dicti monasterii, de ipsius vicarie redditibus et prouentibus canonico dicti monasterii vel presbytero ydoneo qui curam eiusdem vicarie exercebit, per ipsos abbatem et conuentum ibidem deputando, necessaria congrue ministrare et omnia alia, tam pro huiusmodi cultu diuino et obsequiis incumbencia quam alia eiusdem vicarie consueta onera, supportare, et iura episcopalia soluere tenentur, non obstantibus quibuscumque constitutionibus apostolicis et statutis et consuetudinibus monasterii et ordinis predictorum contrariis, iuramento, confirmatione apostolica vel quacumque firmitate alia roboratis; seu si aliqui super prouisionibus sibi faciendis de huiusmodi vicariis vel aliis beneficiis ecclesiasticis in illis partibus speciales vel generales dicte sedis vel legatorum eius literas impetrarunt, eciam si per eas ad inhibitionem, reseruacionem et decretum vel alias quomodolibet sit processum, quas literas et processus earum auctoritate habitos ad dictam vicariam volumus non extendi, sed nullum per hoc eis quoad assecutionem vicariarum ac beneficiorum aliorum preiudicium generare, seu quibuslibet preuilegiis indulgenciis et literis apostolicis, generalibus vel specialibus, quoruncumque tenorum existant, per que presentibus non expressa vel totaliter non inserta effectus presencium impediri valeat quomodolibet vel deferri, et de quibus quorumque totis tenoribus habenda sit in nostris litteris mencio specialis. Nos enim, prout est, irritum decernimus et inane si secus

CLACKMANAN

CLACKMANAN

super hiis a quoquam quauis auctoritate scienter vel ignoranter attemptatum forsan est hactenus, vel contigeret imposterum attemptari: Nulli ergo omnino hominum liceat hanc paginam nostre incorporationis, annectionis, vnionis concessionis et voluntatis infringere, vel ei ausu temerario contraire: Si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Auinione, decimo septimo Kalendas Octobris pontificatus nostri anno primo.

63. Bulla declarationis Vicarie Clacmanan non obstantibus quod in originali bulla vera non fuit fructuum expressio.

Clemens Episcopus seruus seruorum Dei, dilectis filiis Abbati et Conuentui Monasterii Beate Marie de Cambuskynneth, ordinis Sancti Augustini Sancti-andree diocesis, salutem et apostolicam benedictionem: Sincere deuotionis affectus quem ad nos et Romanam geritis ecclesiam, promeretur vt vos et monasterium vestrum fauoribus apostolicis prosequamur, dudum siquidem pro parte vestra nobis exposito quod tam vos quam predictum monasterium, propter guerras que diutissime in illis partibus uiguerant, ac propter quosdam iniquitatis filios, qui calices, libros, ceteraque ornamenta altaris, et diuersa alia bona ipsius monasterii rapuerunt, et secum asportarunt, et eciam propter quemdam ictum tonitrui et fulguris que supra campanile ipsius monasterii ceciderant, eratis in magnis erumpnis et necessitatibus constituti, chorusque dicti monasterii magnam ruinam paciebatur, ad quam reparandam seu reficiendam vos eratis totaliter impotentes; nos perpetuam vicariam parrochialis ecclesie de Clacmanan dicte diocesis tunc certo modo vacantem, cuius fructus, redditus et prouentus decem marcarum sterlingorum, vt asserebatur, valorem annuum communiter non excedebant, vobis ac eidem monasterio imperpetuum auctoritate apostolica per alias nostras literas vniuimus et incorporauimus, prout in eisdem literis plenius continetur: Cum autem sicut exhibita nobis nuper

CLACKMANAN

pro parte vestra peticio continebat fructus, redditus et prouentus huiusmodi maioris quam predicitur valoris existant, licet quindecim marcarum dicte monete secundum taxationem decime valorem non excedant annuatim, et propterea dubitetis super eadem vicaria posse vos imposterum molestari: Nos volentes vos ac dictum monasterium fauore prosequi gracioso, vestris in hac parte supplicationibus inclinati, volumus et apostolica auctoritate vobis concedimus, quod prefate litere et quecumque inde secuta perinde a data presencium valeant, plenaque roboris firmitate obtineant, ac si in eisdem literis quod fructus, redditus et prouentus huiusmodi quindecim marcarum dicte monete secundum taxationem predictam valorem non excederent annuatim, specialis et expressa mentio facta foret: Nulli ergo omnino hominum liceat hanc paginam nostre voluntatis et concessionis infringere vel ei ausu temerario contraire, si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei, et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Avinione, quinto Kalendas Februarii pontificatus nostri anno secundo.

64. Perambulacio acrarum de Clacmanan.

In Dei nomine, amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo quingentesimo quinto, mensis vero Marcii die sexto, indictione nona, pontificatus sanctissimi in Cristo patris et domini nostri, domini Julii diuina prouidencia Pape secundi anno tertio, in mei notarii publici et testium subscriptorum presencia personaliter constituti Johannes Reid de Foresta, Alexander Reid de eodem, Willelmus Striueling de Tulicultry, Robertus Gray, Johannes Hutoun, Manykyn Henrison de Salouchy, Johannes Wilson de Gartyneclare, Robertus Banclery de Clacmanan, Andreas Meffen de eodem, Johannes Portarfeild de Molenduno, Johannes Robertsone de Geleam, Johannes Ade, Johannes Archibald de Tulibody, Johannes Johnnstoun de eodem, Johannes Sym de Banchry,

CLACKMANAN.

Thomas Alexander de Menstray et Thomas Jamesone de Wodheid, assisores electi inter venerabilem patrem Dauid permissione diuina Abbatem monasterii de Cambuskynneth et conuentum eiusdem ex parte vna, et Dauid Bruse de Claemanan, militem, ex parte altera, super diuisione et cognitione quadraginta acrarum terrarum de Claemanan vt magis plenius continetur in eorum fundacione, vt sint seperate et diuise a terris dominii de Clacmanan, per ambas partes admissi et iurati in plana curia tenta et affirmata per Willelmum Menteith de West Kerss, militem ac vicecomitem de Claemanan, in vno orreo eiusdem penultimo die mensis Februarii, tactis sacrosanctis Dei ewangeliis, corporalia prestiterunt iuramenta: Qui iurati accesserunt ad vnum inclusatorium, videlicet, le Fauld iacens prope et contigue vnum orreum ex parte orientali et cum longa fouea discendente a boreali parte vsque ad australem partem eiusdem ex longitudine mensurauerunt per cordam et vlnam deliberauerunt et decreuerunt in eodem inclusatorio triginta quatuor acras terrarum in se continente, marchiando et bondando ab orientali fouea vsque ad occidentalem foueam, ascendendo vsque ad capitalem foueam et ad verticem rupis ex parte boreali, et marchie et mete facte sunt solite et consuete; et in secundo inclusatorio iacente in cauda eiusdem inclusatorii mensurauerunt per vlnam et cordam decreuerunt et deliberauerunt sex acras terrarum, et sic in toto continente quadraginta acras terrarum, prefatis domino abbati et conuentui antedictis, videlicet, bondando a fouea orientali vsque ad interlirium capitale, cum duobus interliriis paruis wlgariter vocatis le buttis ex parte occidentali, per omnes et singulas metas bondas et diuisas supradictas nouas et antiquas prout jacent in longitudine et latitudine in boscis, planis, viis, semitis, aquis, stagnis, riuolis et lacubus: De et super quibus omnibus et singulis dompnus Johannes Rannaldson, procurator et procuratorio nomine venerabilium et religiosorum virorum, Dauid permissione diuina abbatis monasterii de Cambuskynneth et conuentus eiusdem, a me notario publico subscripto sibi fieri petiit vnum aut

plura publicum seu publica instrumentum aut instrumenta: Acta erant hec super fundum dictarum terrarum hora prima vel circa post meridiem sub anno, die, mense, indictione et pontificatu quibus supra; presentibus prouidis viris, Johanne Menteth, Andrea Hamiltoune, Willelmo Dury, Andrea Colly et Alexandro Reid, testibus, cum diuersis aliis ad premissa vocatis specialiter et rogatis. CLACKMANAN

Et ego Jacobus Fresare, presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, premissis omnibus et singulis dum, sic vt premittitur, dicerentur, agerentur et fierent, vna cum prenominatis testibus presens interfui, eaque omnia et singula sic fieri vidi, scivi et audivi, ac in notam recepi; indeque presens publicum instrumentum manu mea propria scriptum confeci, et in hanc publicam formam redegi; signoque et nomine meis solitis et consuetis signaui, rogatus et requisitus in fidem ac testimonium omnium et singulorum premissorum. JACOBUS FRESARE, notarius.

65. DECIMA CARBOCIDII DE SALQUHYE.

PER dominum Officialem Sanctiandree principalem, die Martis, videlicet, quarto mensis Februarii anno Domini millesimo quingentesimo decimo; quo die appunctuatum est inter procuratores firmarii de Claemanan quoad vicariam eiusdem et Jacobum Schaw in hunc modum, videlicet, quod idem Jacobus, miles, soluet decimam carbonum prout consueuit temporibus retroactis vsque ad festum Pasche proxime futurum, et deinceps relinquet prefato firmario disponere de suis carbonibus decimalibus de eius carbocidio prout de jure communi disponere habet nec desuper impedimentum per se vel alium faciet quominus desuper disponere habet: Et desuper monitus est ad premissa perimplenda sub pena excommunicationis; Et monitus est Gilbertus Brady ad satisfaciendum de suis carbonibus decimalibus iustis secundum ratam carbocidii in futurum, sub pena excommunicationis: Et monitus est

CAREL.

Dauid Bruse de Kennet in personam Strathachin eius procuratoris ad satisfaciendum decimam eius carbonum iustam iuxta ratam occupationis in futurum, sub pena excommunicationis, et Wischart, per mandatum pro domino Johanne Clerk canonico ac firmario de Clacmanan, proposuit contra Dauid Bruse de Clacmanan boytor pro eo libellum peciit ad libellandum hodie ad quindenam. Extractum de libro actorum domini officialis Sancti-andree principalis, et sigillo officii officialatus eiusdem in corroborationem premissorum appenso, apud Sanctumandream, anno, die et mense antedictis.

66. Marca annui redditus de Carel.

Wilelmus Rex Scotorum, episcopis, abbatibus, comitibus, baronibus, justiciis, ministris et omnibus probis hominibus tocius terre sue, clericis et laicis salutem: Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus in liberam et perpetuam elemosinam vnam marcam argenti in burgo de Carel de firma ipsius burgi quam A[da] Comitissa mater mea eis dedit ad luminare ipsius ecclesie; tenendam ita libere et quiete et honorifice sicut carta matris mee testatur et confirmatur: Testibus W[altero] de Bidun, cancellario, Hugone capellano meo, Philippo de Coleuille, Thoma de Muschampe, apud Linlidqw.

67. Confirmatio ecclesie de Crethyn vt sit solum curatis manualis.

Vniuersis Sancte Matris ecclesie filiis tam presentibus quam futuris ad quos presentes litere peruenerint, Willelmus miseratione diuina episcopus Abirdonensis, salutem in omnium Saluatore: Noueritis quod cum nuper ecclesiam parochialem de Creythy in Marria, nostre diocesis, que pleno iure pertinet ad monasterium de Cambuskynneth diocesis Sanctiandree, inter alias eiusdem diocesis visitassemus, inuenimus fructus ipsius ecclesie ita tenues et exiles,

Marca Annam redditus de carel

Vilelmus Rex scotorum epis abbati
bus comitibus baronibus iusticiis ministris
et omnibus probis hominibus totius terre sue
Clericis et laicis salutem sciant presentes et futuri me
concessisse et hac carta mea confirmasse deo et ecclie
sancte marie de canibuskynneth et canonicis ibidem
deo servientibus in liberam et perpetuam elemosinam
unam marcam argenti in burgo de carel de firma ipius
burgi quam a comitissa mater mea eis dedit ad lumi
nare ipius ecclie tenendum ita libere et quiete et honori
fice sicut carta matris mee testatur et confirmatur
Test. W. de bidon cancellario hugone capellano meo
philippo de colemill thoma de muschamp apud lulidquis

quod, deductis oneribus eiusdem, modicum restabat ad releuandum dictum monasterium quod multis calamitatibus et distructionibus subiacebat: Nos igitur attendentes tam ipsius ecclesie quam monasterii paupertatem, et licet de iure quelibet ecclesia parrochialis per curatum perpetuum debeat gubernari, fructus tamen non sufficiunt ad huiusmodi onera supportanda, dispensatiue duximus concedendum, et ex gracia speciali, quod religiosi viri, abbas et conuentus ipsius monasterii qui pro tempore fuerint, ipsam ecclesiam cum fructibus, redditibus eiusdem ac pertinenciis vniuersis, in suos proprios vsus habeant et possideant imperpetuum, et per ydoneum capellanum temporalem in eadem ecclesia faciant ministrare, et ipsum ammouere quandocunque pro sue arbitrio voluntatis; saluo tamen nobis et successoribus nostris in ecclesia predicta iure episcopali quod in vicinis ecclesiis de iure vel consuetudine possidetur: In cuius rei testimonium sigillum nostrum auctenticum presentibus fecimus apponi, apud Fethirneris, vndecimo die mensis Januarii anno Domini millesimo tricentesimo quadragesimo septimo. CREYTHY

68. Item alia Confirmatio eiusdem.

Pateat vniuersis per presentes, nos Malcolmum de Dromond dominum de Marre inspexisse, audiuisse et fideliter intellexisse diuersas cartas et confirmationes diuersorum predecessorum nostrorum, videlicet, dominorum Richardi filii Lugueni et Joachim de Kynbute, militum, bone memorie, reuerendis viris et religiosis dominis abbati et conuentui monasterii de Cambuskynneth confectas super donacione et confirmacione vnius domus sex acrarum terre arabilis cum pasturis duodecim vaccarum et vnius eque et viginti quatuor ouium cum suis fetibus infra villam nostram de Causchini in puram, perpetuam et pacificam elemosinam: Nos igitur, pro salute anime nostre, predecessorum et successorum nostrorum, easdem donationem et confirmationem in omnibus suis punctis et articulis pro nobis et heredibus nostris approbamus, ratificamus,

CREYTHY. et imperpetuum confirmamus dictis canonicis et eorum successoribus: In cuius rei testimonium sigillum nostrum presentibus est appensum, apud Cambuskynneth, sexto die mensis Marcii anno Domini millesimo tricentesimo nonagesimo quinto.

69. Renunciatio putatiui iuris omnium decimarum molendinorum de Clacmanan.

CLACMANAN. Vniuersis presentes literas inspecturis, Dauid Brus, dominus de Clacmanan, miles, salutem in Domino sempiternam: Cum omnes et singule decime molendinorum meorum de Clacmanan predictorum ad religiosos viros canonicos regulares monasterii de Cambuskynneth, ordinis beati Augustini, Sancti-andree diocesis, ratione ecclesie sue parrochialis de Clacmanan predicto diocesis supradicte, de iure perpetuo pertinere dinoscuntur, et quas quidem molendinorum meorum decimas suas nonnulli predecessores mei domini de Clacmanan predicti per aliquos annos occupantes nunquam iuste ab eisdem detinuerunt: Noueritis me pro me et heredibus meis, diuine pietatis intuitu, et pro salute anime mee, heredum meorum et omnium predecessorum et successorum meorum, quietum clamasse, sursum reddidisse pureque et simpliciter resignasse, ac de nouo, propter zelum specialem quo dictis canonicis sum astrictus et habundanciorem huius rei firmitatem, dedisse, concessisse et per presentes confirmasse omnes et singulas ipsorum molendinorum meorum decimas suas prefatis canonicis et suis successoribus imperpetuum: Tenendas, habendas et percipiendas omnes et singulas dictorum molendinorum meorum de Clacmanan decimas suas prefatis canonicis et successoribus suis a me et heredibus meis singulis annis et terminis imperpetuum, cum omni suo iure, clameo, proprietate et possessione que et quas predecessores sui habuerunt, ipsi habent seu habere debent, vel successores sui habere poterunt quomodo-libet in futurum, vel que et quas ego vel heredes mei quacunque occasione

habere potero seu poterunt quoquo modo, adeo libere, integre, plenarie, honorifice, bene et in pace sicut aliqui religiosi aliquas decimas infra regnum Scotie melius habent, tenent seu percipiunt, ita, videlicet, quod nec ego Dauid, miles predictus, nec heredes mei, nec aliquis alius nomine nostro aliquod ius, iuris clameum, titulum seu calumpniam in dictorum molendinorum meorum decimis habere potero seu poterunt quacunque ex causa, sed ab ipsis molendinorum decimis suis exclusi et immunes ego et ipsi erimus imperpetuum: In cuius rei testimonium sigillum meum vnacum sigillis quorundam testium subscriptorum presentibus est appensum. Datum apud Clacmanan predictum, sexto die mensis Octobris anno Domini millesimo quadringentesimo sexto; hiis testibus nobilibus viris, dominis Roberto Levingstoune domino de Dalry, Alexandro de Cokburne domino de Langtoune, Johanne de Cokburne domino de Mortoune, militibus, Alexandro de Levingstoune domino de Calentar, Henrico de Levingstoune domino de Manerstoune, armigeris, et multis aliis. CLACMANAN

70. Donatio terre de Duglyn.

Seherus de Quinci, comes Wintonie, omnibus presens scriptum visuris vel audituris, salutem: Nouerit vniuersitas vestra me, pro salute anime domini mei Willelmi illustris Regis Scocie et antecessorum et successorum eius, et pro salute anime mee et antecessorum et successorum meorum, concessione et assensu Roberti filii mei, dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus et seruituris, totam terram de Duglyn per easdem diuisas per quas Nesus filius Willelmi, auus meus, eam tenuit: Tenendam de me et heredibus meis in liberam et puram et perpetuam elemosinam, cum omnibus iustis pertinenciis suis, ita libere et quiete, plenarie et honorifice sicut aliqua elemosina liberius et quietius, plenius et honorificentius, ab aliquibus religiosis viris in regno Scotie tenetur et possidetur: Et ego Seherus et heredes mei warantizabimus DUGLYN

DUGLYN

eis totam predictam terram contra Duncanum filium Hamelini et contra omnes homines ; hiis testibus, Roberto filio Seheri comitis, Rogero priore de insula episcopi, Waltero capellano Regis, Willelmo de Bosco, Hugone de Prebenda, Gilberto clerico Regis, Willelmo de Selford, Milone Senescallo, Henrico de Brebot, Roberto Carnane, Rogero filio Henrici, Willelmo de Burhame, Willelmo de Finelei, Willelmo de Salle, Ricardo clerico, Johanne Waleram, Willelmo capellano et multis aliis.

71. Item de eadem.

Seherus de Quinci, omnibus amicis et hominibus suis, salutem : Sciant presentes et futuri me, pro salute anime domini mei Willelmi Regis illustris Regis Scocie et antecessorum et successorum eius, et pro salute anime mee et antecessorum et successorum meorum, dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et seruituris, totam terram meam de Duglyn per easdem diuisas per quas Nesus filius Willelmi, auus meus, eam tenuit : Tenendam in liberam et puram et perpetuam elemosinam, cum omnibus iustis pertinenciis suis, ita libere et quiete, plenarie et honorifice, sicut alias elemosinas suas liberius et quietius, plenius et honorificentius, in regno Scocie de aliquo barone tenent et possident : Testibus, Willelmo capellano domini Regis, Philippo de Valoniis camerario domini regis, Rogero Vatingfehill, Willelmo de Bosco, clericis domini regis, Roberto de Carnane, Willelmo de Crupetune, Symone de Quinci, Dauid Giffard, et multis aliis.

72. Douglie terrarum confirmatio.

Willelmus Dei gracia Rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem : Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambus-

kynneth et canonicis ibidem Deo seruientibus, donationem illam quam Scherus de Quinci eis fecit de tota terra sua de Duglyn : Tenendam in liberam et puram et perpetuam elemosinam per rectas diuisas predicte terre, et cum omnibus aliis ad eandem terram iuste pertinentibus ita libere et quiete, plenarie et honorifice sicut carta predicta Scheri iuste testatur, saluo toto forinseco seruicio meo quod ad dictam terram illam pertinet ; testibus comite Patricio, iusticiario, Willelmo capellano meo, Ricardo de Prebenda clerico meo, Philippo marescallo meo, Dauid marescallo meo, Alexandro filio Thore, Rogero de Wiltun, Herberto de Camera, apud Edinburgh, septimo die Julii. DUGLYN.

73. Resignatio terre de Duglyn.

Scherus de Quinci, comes Wintonie, omnibus hoc scriptum visuris vel audituris, salutem : Nouerit vniuersitas vestra Duncanum filium Hamelini et Adam heredem suum quietum clamasse pro se et heredibus suis michi et heredibus meis in plena curia mea apud Locres, totum ius quod habuerunt vel habere poterunt in terram de Duglyn et omnes cartas suas quas inde habuerunt michi resignauerunt. Et ego, concessione et assensu Roberti filii mei coram predicto Duncano, et illo eodem Duncano concedente pro se heredibus suis, dedi et concessi et hac mea carta confirmaui Deo et ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus et seruituris, totam terram de Duglyn : Tenendam de me et heredibus meis in liberam et puram et perpetuam elemosinam per easdem diuisas per quas Nesus filius Willelmi, auus meus, terram illam tenuit, et cum omnibus aliis ad terram illam iuste pertinentibus, ita libere et quiete, plenarie et honorifice sicut aliqui viri religiosi aliquam elemosinam liberius et quiecius plenius et honorificencius de dono alicuius comitis vel baronis in regno Scotie tenent et possident : Et ego predicti Duncani quantum faciam pro tercia parte terre de Duglyn quam tenuerat : Et ego et heredes mei totam terram de Duglyn

DUGLYN

predictis canonicis contra omnes homines warantizabimus ; testibus Roberto filio Seheri comitis Wintonie, Willelmo comite de Salusbiri, Roberto filio Walteri, Baldewino de Wat, Johanne filio comitis de Fyff, Willelmo de Vepont, W[illelmo] de Lacraie, Willelmo Senescallo, Roberto Carnane, Duncano filio Hamilini, et Tereld cognato suo, Ricardo et Willelmo, capellanis, Willelmo filio Lambur, et filio suo Lambur, Hugone cementario et Hugone clerico cognato suo, Siward de Alweth, et filiis suis Siward et Thoma, Ricardo Sergant, et Roberto Stur et multis aliis.

74. Compositio super decimis eiusdem.

Anno ab Incarnatione Domini millesimo ducentesimo quadragesimo septimo, ita conuenit de consensu et voluntate capituli Dunkeldensis ecclesie, inter venerabilem patrem, dominum Galfridum episcopum Dunkeldensem, qui nomine ecclesie sue de Forgound decimas petit terre de Duglyn ex vna parte, et abbatem et conuentum de Cambuskynneth ex altera, qui totam terram de Duglyn in puram et perpetuam elemosinam habent et possident. ita, videlicet, quod dicti abbas et conuentus in monasterio de Cambuskynneth Deo et beate Marie seruientes et imperpetuum seruituri, pro omnimodis decimis terre de Duglyn, siue propriis sumptibus eam excoluerint, siue aliis tradiderint ad firmam integre, tam pro maioribus quam pro minoribus, exceptis oblacionibus et exequiis mortuorum, imperpetuum centum solidos argenti nomine pacis mense domini Episcopi annuatim ad duos terminos persoluent, scilicet, quinquaginta solidos ad festum Sancti Martini in hieme et quinquaginta solidos ad Penthecosten, termino incipiente dicte firme solutionis ad festum Sancti Martini in hieme eiusdem anni : et ad maiorem securitatem huius instrumenti, et vt robur firmitatis obtineat, dictus dominus episcopus, ad instanciam dicti abbatis et conuentus, sigillum suum, vnacum sigillo capituli Dunkeldensis, presenti pagine fecit apponi ; teste eodem capitulo.

75. Secunda Citatio.

EXCOMMUNICATIO.

Johannes de Eglyntoune, prior prioratus de Blantyre, Glasguensis diocesis commissarius ac iudex subdelegatus ad infrascripta solus et in solidum a reuerendo patre in Christo, domino Waltero episcopo Sanctiandree speciali ter deputatus, vniuersis et singulis abbatibus, prioribus, prepositis, decanis, archidiaconis, cantoribus, succentoribus, thesaurariis, scolasticis, ceterisque ecclesiarum canonicis, tam cathedralium quam collegiatarum ecclesiarum rectoribus et vicariis parrochialium ecclesiarum et locatenentium earundem, capellanisque curatis et non curatis, exemptis et non exemptis clericis et notariis publicis per civitates et dioceses Dunkeldensem, Sanctiandree et Dumblanensem, ac aliis per regnum Scocie vbilibet constitutis, ad quos presentes litere peruenerint vel ad quem, salutem in Domino, et mandatis nostris ymmouerius apostolicis firmiter obedire: Literas commissionis prefati reuerendi patris sub ipsius sigillo patenter confectas, non viciatas, nec in aliqua sui parte suspectas recepimus tenorem qui sequitur continentes: Walterus miseratione diuina episcopus Sanctiandree venerabili viro et circumspecto domino Johanni de Eglintoune priori de Blantyre, in iure canonico licenciato, salutem, et cum benedictione diuina: Literas sanctissimi in Christo patris ac domini, nostri domini Clementis diuina prouidencia pape septimi, eius vera bulla plumbea cum cordula canapis more Romane curie bullatas, recipimus, formam que sequitur continentes: Clemens episcopus seruus seruorum Dei, venerabili fratri Waltero episcopo Sanctiandree, salutem et apostolicam benedictionem: Personam tuam nobis et apostolice sedi deuotam tuis exigentibus meritis paterna beneuolencia honorare volentes, illa tibi libenter concedimus per que alii ab expensis et laboribus valeant releuari, cum itaque vniuersi episcopi regni Scotie Romane Ecclesie immediate subiecti existant, ac ab eis preterea debeat immediate ad sedem apostolicam appellari, et

EXCOMMUNICATIO.

sicut exhibita nobis pro parte tua petitio continebat interdum ab eis et eciam ab aliis ordinariis dicti regni necnon a delegatis et a subdelegatis per literas apostolicas in dicto regno iudicibus ad sedem eandem pluries appellentur, appellantes huiusmodi, propter longam locorum distanciam, virorumque pericula ac graues labores et expensas quas in persecutione appellationum huiusmodi eos subire oportet, ius suum dimittunt frequencius indefensum pluraque grauamina et oppressiones sustineant, et contra grauamina et oppressiones [eadem] quandoque a seculari potentia remedia implorantes se et sua interdum laicis obligant et submittunt, in ecclesiastice libertatis preiudicium et grauamen ; nos super hiis salubriter prouidere volentes fraternitati tue vt possis causas quarumcunque primarum appellationum quas ab eiusdem episcopis et aliis ordinariis ac aliis delegatis et subdelegatis iudicibus pro tempore ad sedem eandem interponi contigerit, vocatis qui fuerint euocandi, audire, et auditis hinc inde propositis quod iustum fuerit appellatione remota decernere, idque quod decreueris auctoritate nostra firmiter obseruari facere, innouare ad hoc si opus fuerit auxilio brachii secularis plenam et liberam concedimus tenore presencium auctoritate apostolica facultatem. Datum Auinione, decimo quinto kalendas Marcii pontificatus nostri anno octauo. De vestris igitur discretione, sciencia et legalitate plenius confidentes, vobis ad cognoscendum in omnibus causis primarum appellationum, ipsas examinandum, decidendum, et omnimoda potestate vobis in dictis literis apostolicis concessa fine debito terminandum, vices nostras committimus per presentes, quousque eas ad nos duximus reuocandas. Datum sub nostro sigillo, apud Inchomeyoth, octauo die mensis Januarii anno Domini millesimo tricentesimo nonagesimo octauo. Post quarum quidem literarum presentationem et receptionem, reuerendus in Christo pater dominus Willelmus de Blakburne, abbas monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, nomine monasterii sui supradicti, super quibusdam appellationibus

a reuerendo in Christo patre, domino Roberto Dei gracia episcopo Dunkeld ensi, super diuersis grauaminibus, iniuriis et dampnis sibi et monasterio suo predicto illatis, ad sedem apostolicam interpositis et vigore commissionis apostolice supradicte nobis nuper in iudicio exhibitis et admissis, et ipso domino episcopo ad hoc legitime vocato, et contumaciter absente, ex causis probabilibus legitime et canonice interpositis, pronunciatis, humiliter peciit sibi aliam citationem legitimam contra et aduersus dictum dominum epi scopum Dunkeldensem in forma debita et consueta per nos decerni, iuxta vim et effectum commissionis supradicte, necnon et desiderium proximi termini in ipsarum appellationum causis per nos dudum assignati : Nos igitur Johannes commissarius prefatus attendentes requisitionem huiusmodi fore iustam et consonam rationi, ac cupientes, dante Domino, partibus predictis super premissis iusticiam ministrare, vos omnes et singulos supradictos quibus nostre litere diriguntur, et vestrum cuilibet in solidum coniunctim et diuisim, auctoritate apostolica qua fungimur in hac parte tenore presencium requirimus et monemus primo, secundo, et tercio et peremptorie, vobis nichilominus et vestrum cuilibet in virtute sancte obediencie et sub excommunicationis pena, quam ex nunc prout ex tunc in vos et vestrum quemlibet canonica monitione premissa ferimus in hiis scriptis, si ea que vobis in hac parte committimus neglexeritis seu contempseritis adimplere, vobis et vestrum cuilibet districte precipiendo mandamus quatenus, receptis presentibus, vos seu vestrum quilibet qui super hoc ex parte dictorum abbatis et conuentus fueritis requisiti seu aliquis vestrum fuerit requisitus, ita tamen quod in hiis exequendis alter vestrum alterum non expectet, nec vnus per alium se excuset, infra sex dierum spacium post presentationem seu notificationem presencium vobis factam immediate sequentium, quorum sex dierum duos pro primo, duos pro secundo, et reliquos duos dies pro tercio et peremptorio termino ac monitione canonica vobis vniuersis et singulis prefatum dominum Robertum episcopum Dun

EXCOMMUNICATIO

EXCOMMUNICATIO.

keldensem in eius propria persona, si eius presenciam commode habere poteritis, alioquin ipsum in domo habitationis sue vel in ecclesia fratrum de Tulylum Dunkeldensis diocesis intra missarum solempnia, seu in aliis locis vbi expediens fuerit, et prout requisiti fueritis seu aliquis vestrum fuerit requisitus, publice alta et intelligibili voce et ex parte nostra ymmouerius apostolica peremptorie citare curetis, quem eciam tenore presencium sic citamus vt vicesimo quinto die mensis Februarii compareat coram nobis per se vel per procuratorem legitime et sufficienter instructum, scilicet in ecclesia parrochiali ciuitatis Sanctiandree hora solita causarum ad recipiendum libellum aut libellos in causa seu causis dictarum appellationum, ac ad omnes actus et alios necessarios in causa supradicta gradatim et successiue vsque ad diffinitiuam sentenciam inclusiue cum predicto domino abbate vel eius legitimo procuratore processurus et procedi visurus atque dicturus, facturus et recepturus et super premissis responsurus prout iustitia suaserit et ordo dictauerit rationis, certificantes nichilominus eidem domino episcopo et ei expresse predicentes quod siue in dicto citationis termino comparuerit siue non, nos nichilominus ad premissa omnia et singula in causa predicta ad instanciam predicti abbatis vel eius procuratoris procedemus, ipsius citati absencia seu contumacia in aliquo non obstante, diem vero huiusmodi citationis atque formam et quicquid in premissis duxeritis faciendum nobis per vestras patentes literas seu instrumentum publicum harum seriem seu designationem in se continentes seu continens, remissis presentibus, fideliter intimare curetis, absolucionem omnium et singulorum qui prefatas nostras sentencias vel earum aliquam incurrerint quoquomodo nobis vel superiori nostro tantummodo reseruantes : volumus eciam dicto citato copiam fieri de premissis si eam pecierit, petentis tamen sumptibus expensis. In quorum omnium testimonium presentes nostre citationis literas nostri sigilli apposicione fecimus roborari, apud Sanctumandream, vicesima octaua die mensis

Januarii anno Domini millesimo tricentesimo nonagesimo secundo, indictione prima, pontificatus sanctissimi in Christo patris ac Domini nostri, domini Clementis, diuina prouidencia pape septimi, anno quinto decimo. EXCOMMUNICATIO

Et ego Thomas Twy clericus Sanctiandree diocesis, publicus auctoritate apostolica notarius premissis omnibus et singulis dum, sic vt premittitur fierent et agerentur, vnacum testibus subscriptis presens fui, eaque sic fieri, vidi et audiui ac propria manu mea scripsi, signoque meo solito et consueto signaui, rogatus et requisitus in testimonium omnium premissorum; presentibus reuerendis viris domino Johanne Gourlaw monacho de Aberbrothok, domino Willelmo de Cunynghame capellano, domino Johanne de Scona capellano, domino Roberto de Monros capellano, et pluribus aliis testibus ad premissa vocatis specialiter et rogatis. Rasuras in vicesima linea et in vicesima prima linea fideliter approbo, cum premissis etiam verba singulis in prefata vt sic rasuram in xxxi linea cum ceteris fideliter approbo.

THOMAS TWY.

76. EXCOMMUNICATIO IN EPISCOPUM DUNKELDENSEM.

Nos, Johannes de Eglintoun, prior prioratus de Blantyre Glasguensis diocesis, commissarius ac iudex subdelegatus ad infrascripta solus et in solidum a reuerendo in Christo patre ac domino, domino Waltero Dei gracia episcopo Sanctiandree specialiter deputatus, vniuersis et singulis quibus litere nostre inhibitionis reuocationis presentibus literis affixe diriguntur, salutem in Domino, et fidem presentibus indubiam habere, ac mandatis nostris ymmo-uerius apostolicis firmiter obedire; vniuersitati vestre notum facimus per presentes quod presenti vicesimo quinto die mensis Februarii in parrochiali ecclesia civitatis Sanctiandree, pro tribunali sedentibus ex inspectione cuiusdam publici instrumenti manu Thome Twy publici notarii confecti, per reuerendum in Christo patrem, dominum Willelmum de Blacburne, abbatem

EXCOMMUNICATIO

monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, in iudicio coram nobis exhibita, constitit euidenter dictas literas inhibitorias et attemptatorias iniuste contra et post appellationes in dictis literis contentas reuocatorias vltimo die mensis Januarii vltimo iam preterito fuisse domino Roberto episcopo Dunkeldensi exhibitas et canonice ac legitime executas et extunc plus quam octodecim ymmo viginti quinque dies esse elapsos ut animalia in dictis literis reuocatoriis contenta per ipsum episcopum ablata iniuste nec restituta prout restitui mandauimus, pronunciamus, declaramus, et tenore presencium determinamus predictum dominum episcopum in omnes et singulas interdicti, suspentionis et excommunicationis sentencias in ipsis literis nostris reuocatoriis contentas et presentibus ad dorsum, vt premittitur, affixas incidisse : Vobis et vestrum cuilibet quibus dicte litere nostre reuocatorie diriguntur, in virtute sancte obediencie et sub excommunicationis pena in dictis literis contenta, districte precipiendo mandamus vt dictum dominum episcopum publice, intra missarum solempnia, et alibi vbi maior congregatio populi poterit haberi excommunicatum nuncietis, a dicta denunciatione non cessante donec aliud a nobis habueritis in mandatis: Acta fuerunt hec in ecclesia parrochiali ciuitatis vicesimo quinto die mensis Februarii, sub appensione sigilli nostri et subscriptione et signo notarii publici infrascripti, anno Domini millesimo tricentesimo nonagesimo secundo, indictione prima, pontificatus sanctissimi in Christo patris ac domini nostri, domini Clementis, diuina prouidentia pape septimi, anno quinto decimo ; presentibus discretis viris dominis Johanne Gourlay monacho, Stephano Bigly, Johanne de Scona vicario de Forgounddeveny, Roberto de Monros rectore de Quylk, testibus ad premissa vocatis specialiter et rogatis.

Et ego Thomas Twy Sanctiandree diocesis publicus auctoritate apostolica notarius, predictis omnibus et singulis dum, sic vt premittitur fierent et agerentur, vnacum prenominatis testibus presens interfui, eaque sic fieri vidi

et audiui et in hanc publicam formam redegi, ac propria manu mea scripsi, signoque meo solito et consueto signaui, rogatus et requisitus in testimonium omnium premissorum. EXCOMMUNICATIO.

77. Excommunicatio in Episcopum Dunkeldensem in iudicio facta per Judicem.

Johannes de Eglyntoune, prior prioratus de Blantyre Glasguensis diocesis, commissarius ac judex subdelegatus ad infrascripta solus et insolidum a reuerendo patre in Christo domino Waltero episcopo Sanctiandree specialiter deputatus, vniuersis et singulis abbatibus, prioribus, prepositis, decanis, archidiaconis, cantoribus, succentoribus, thesaurariis, scolasticis, ceterisque canonicis tam cathedralium quam collegiatarum ecclesiarum, rectoribus et vicariis parrochialium ecclesiarum et locatenentium earundem, capellanisque curatis et non curatis, exemptis et non exemptis, clericis et notariis publicis per civitates et dioceses Dunblanensem, Sanctiandree et Dunkeldensem, ac aliis per regnum Scotie vbilibet constitutis, ad quos presentes litere peruenerint vel ad quem, salutem in Domino, et mandatis nostris ymmouerius apostolicis firmiter obedire ; literas commissionis prefati reuerendi patris sub ipsius sigillo patentes confectas non viciatas nec in aliqua sui parte suspectas recepimus tenorem qui sequitur continentes : Walterus miseratione diuina episcopus Sanctiandree, venerabili et circumspecto viro domino Johanni de Eglyntoune, priori de Blantyre, in iure canonico licentiato, salutem cum benedictione diuina ; literas sanctissimi in Christo patris ac domini nostri, domini Clementis diuina prouidencia pape septimi, eius vera bulla plumbea cum cordula canapis more Romane Curie bullatas recepimus formam que sequitur continentes : Clemens episcopus seruus seruorum Dei, venerabili fratri Waltero episcopo Sanctiandree, salutem et apostolicam benedictionem : Personam tuam nobis et apostolice sedi deuotam tuis exigentibus meritis paterna

EXCOMMUNICATIO

benevolencia honorare volentes, illa tibi libenter concedimus per que alii ab expensis et laboribus valeant releuari, cum itaque vniuersi episcopi regni Scotie Romane ecclesie immediate subiecti existant ac ab eis preterea debeat immediate ad sedem apostolicam appellari, et, sicut exhibita nobis pro parte tua petitio continebat, interdum ab eis et eciam ab aliis ordinariis dicti regni necnon a delegatis et subdelegatis per literas apostolicas in dicto regno iudicibus quod ad sedem eandem pluries appellentur, ac appellantes huiusmodi, propter longam locorum distantiam virorumque pericula ac graues labores et expensas quos in persecutione appellationum huiusmodi eos subire oportet, ius suum dimittunt frequencius indefensum, pluraque grauamina et oppressiones sustineant, et contra grauamina et oppressiones eadem quandoque a seculari potencia remedia implorantes se et sua interdum laicis obligant et submittunt in ecclesiastice libertatis preiudicium et grauamen; nos super hiis salubriter prouidere volentes, fraternitati tue, vt possis causas quarumcunque primarum appellationum quas ab eiusdem episcopis et aliis ordinariis ac aliis delegatis et subdelegatis iudicibus pro tempore ad sedem eandem interponi contigerit, vocatis qui fuerint euocandi, audire et auditis hinc inde propositis, quod iustum fuerit, appellatione remota, decernere, idque quod decreueris auctoritate nostra firmiter obseruari facere, innouare ad hoc si opus fuerit auxilio brachii secularis plenam et liberam concedimus tenore presencium auctoritate apostolica facultatem: Datum Avinione, decimo quinto kalendas Marcii pontificatus nostri anno octauo. De vestris igitur discretione scientia et legalitate plenius confidentes, vobis ad cognoscendum in omnibus causis primarum appellationum, ipsas examinandum, decidendum et omnimoda potestate vobis in dictis literis apostolicis concessa fine debita terminandum, vices nostras committimus per presentes quousque eas ad nos duxerimus revocandas: Datum sub sigillo nostro apud Inchemyeth octauo die mensis Januarii anno Domini millesimo tricentesimo

octuagesimo octauo: Post quarum quidem literarum presentationem et recep- EXCOMMUNICATIO.
tionem reuerendus in Christo pater dominus Willelmus de Blacburne abbas monasterii de Cambuskynneth, ordinis sancti Augustini, Sanctiandree diocesis, nomine monasterii sui supradicti, super quibusdam appellationibus a reuerendo in Christo patre domino Roberto Dei gracia episcopo Dunkeldensi, super diuersis grauaminibus, iniuriis et dampnis sibi et monasterio suo predicto illatis, ad sedem apostolicam interpositis, et vigore commissionis apostolice supradicte, nobis nuper in iudicio exhibitis et admissis, et ipso domino episcopo ad hoc legitime vocato et contumaciter absente, ex causis probabilibus legitime et canonice interpositis, pronunciatis, ad instanciam dicti domini abbatis prefatum dominum episcopum auctoritate nobis apostolica in hac parte commissa fecimus iterato peremptorie citari, vt vicesimo quinto die mensis Februarii hora causarum compareret coram nobis, per se vel per procuratorem legitime et sufficienter instructum, in ecclesia parrochiali ciuitatis Sanctiandree ad recipiendum libellum seu libellos in causa seu causis dictarum appellationum, dicturus, facturus et recepturus et super premissis responsurus prout iusticia suaserit et ordo dictauerit rationis, et facta nobis fide per publicum instrumentum dictum dominum episcopum prefata citatione personaliter apprehensum ipsum ad valuas ecclesie predicte per preconem curie coram publico notario et testibus alta et intelligibili voce fecimus euocari ad satisfaciendum, termino supradicto, qui non comparuit sed se contumaciter absentauit; cuius contumaciam dictus dominus abbas instancius accusauit, petens humiliter prefatum episcopum propter suam manifestam contumaciam et contemptum excommunicationis sentencia innodari: Nos igitur Johannes commissarius antedictus, attendentes petitionem huiusmodi fore iustam et consonam rationi, prefatum dominum episcopum pronunciantes contumacem, ipsumque propter dictam suam manifestam contumaciam auctoritate apostolica qua fungimur in hac parte in hiis scriptis excommunicationis sententiam innodamus,

EXCOMMUNICATIO.

vos omnes et singulos supradictos quibus presentes nostre litere diriguntur, et vestrum quemlibet insolidum coniunctim et diuisim, auctoritate apostolica supradicta tenore presencium requirimus et monemus primo, secundo et tertio et peremptorie vobis nichilominus et vestrum cuilibet, in virtute sancte obediencie et sub excommunicationis pena, quam ex nunc prout ex tunc in vos et vestrum quemlibet canonica monitione premissa ferimus in hiis scriptis, si ea que vobis in hac parte committimus neglexeritis seu contempseritis adimplere, vobis et vestrum cuilibet districte precipiendo mandamus quatenus, receptis presentibus, vos seu vestrum quilibet qui super hoc ex parte dictorum abbatis et conuentus fueritis requisiti, seu aliquis vestrum fuerit requisitus, ita tamen quod in hiis exequendis alter vestrum alterum non expectet, nec vnus per alium se excuset, infra sex dierum spacium post presentationem seu notificationem presencium vobis factam immediate sequencium, quorum sex dierum, duos pro primo, duos pro secundo, et reliquos duos dies pro tertio et peremptorio termino ac monitione canonica vobis vniuersis et singulis prefatum dominum Robertum episcopum Dunkeldensem in eius propria persona si eius presenciam commode habere poteritis, alioquin ipsum ad domum habitationis sue vel in ecclesia fratrum de Tulylum Dunkeldensis diocesis, intra missarum solempnia, seu in aliis locis vbi expediens fuerit et prout requisiti fueritis, seu aliquis vestrum fuerit requisitus, publice alta et intelligibili voce ex parte nostra ymmouerius apostolica peremptorie citare curetis, quem etiam tenore presencium sic citamus ut decimo sexto die mensis Aprilis, compareat coram nobis, per se uel per procuratorem legitime et sufficienter instructum, scilicet in ecclesia parrochiali ciuitatis Sanctiandree hora solita causarum, ad recipiendum libellum seu libellos in causa seu causis dictarum appellationum, et ad omnes actus et alios necessarios in causa predicta gradatim et successiue vsque ad diffinitiuam sententiam inclusiue cum predicto domino abbate vel eius legitimo procuratore processurus et procedi visurus

atque dicturus, facturus et recepturus et super premissis responsurus prout iusticia suaserit et ordo dictauerit rationis, certificantes nichilominus eidem domino episcopo et ei expresse predicentes quod siue in dicto citationis termino comparuerit siue non, nos nichilominus ad premissa omnia et singula in causa predicta ad instanciam predicti abbatis uel eius procuratoris procedemus, ipsius citati absencia seu contumacia in aliquo non obstante, diem vero huiusmodi citationis atque formam et quicquid in premissis duxeritis faciendum, nobis per vestras patentes literas seu instrumentum publicum harum seriem seu designationem in se continentes seu continens, remissis presentibus, fideliter intimare curetis, absolucionem omnium et singulorum qui prefatas nostras sentencias vel earum aliquam incurrerint quoquomodo nobis vel superiori nostro tantummodo reseruantes; volumus eciam dicto citato copiam fieri de premissis si eam petierit, petentis tamen sumptibus et expensis. In quorum omnium testimonium presentes litere nostre citacionis nostri sigilli appensione fecimus roborari, apud Sanctum Andream, vicesimo quinto die mensis Februarii anno Domini millesimo tricentesimo nonagesimo secundo: Acta fuerunt hec apud Sanctum Andream anno, mense, die quibus supra, indictione prima, pontificatus sanctissimi in Christo patris ac domini nostri, domini Clementis diuina prouidencia pape septimi, anno quintodecimo; presentibus, discretis viris domino Johanne Gourlay monacho de Abirbrothok, domino Stephano Bligly, domino Johanne de Scona vicario de Forgounddevyny Dunkeldensis diocesis, domino Roberto de Monros rectore de Quylt, testibus ad premissa vocatis specialiter et rogatis. EXCOMMUNICATIO

Et ego Thomas Twy, clericus Sanctiandree diocesis, publicus auctoritate apostolica notarius, predictis omnibus et singulis dum sic vt premittitur fierent et agerentur vnacum prenominatis testibus presens interfui, eaque sic fieri, vidi et audiui, et in hanc publicam formam redegi, ac propria manu mea scripsi, signoque meo solito et consueto signaui, rogatus et requisitus in testimonium omnium premissorum. THOMAS TWY, Notarius.

EXCOMMUNICATIO

78. Instrumentum executionis excommunicationis in Episcopum Dunkeldensem et citationis.

In Dei nomine amen: Per presens publicum instrumentum cunctis pateat euidenter quod in festo annunciationis dominice, secundum cursum et computationem ecclesie Scocie, anno Domini millesimo tricentesimo nonagesimo tercio, videlicet, vicesimo quinto die mensis Marcii, indictione prima, pontificatus domini Clementis pape septimi anno quinto decimo, in ecclesia conuentuali fratrum Carmelitarum de Tulylum Dunkeldensis diocesis, in testium subscriptorum et mei notarii publici presencia personaliter constitutus discretus vir. magister Malcolmus rector ecclesie parochialis de Fortevyot, presbyter Sanctiandree diocesis, et ibidem intra missarum solempnia palam legi fecit quasdam literas sigillatas patentes sigillo domini Johannis de Eglintoune, prioris prioratus de Blantyre Glasguensis diocesis et subdelegati domini episcopi Sanctiandree, et virtute literarum ipsarum dominum Robertum Sinclare episcopum Dunkeldensem publice excommunicauit, pro causis in ipsis litteris contentis et expressis, ac eciam eundem dominum episcopum Dunkeldensem citauit tenore et virtute ipsarum literarum ad comparendum coram dicto domino Johanne subdelegato, per se vel procuratorem legitime et sufficienter instructum, in ecclesia parrochiali ciuitatis Sanctiandree, decimo sexto die mensis Aprilis proximo tunc futuri, hora solita causarum, ad recipiendum libellum seu libellos in causa seu causis diuersarum appellationum per dominum Willelmum de Blacburne abbatem monasterii de Cambuskynneth a dicto domino Roberto episcopo Dunkeldensi ad sedem apostolicam interpositarum, et ad omnes actus et alios necessarios in causa seu causis supradictis, gradatim et successiue, vsque ad diffinitiuam sententiam inclusiue, cum predicto domino Willelmo abbate de Cambuskynneth vel eius legitimo procuratore processurus et procedi visurus atque

dicturus, facturus et recepturus, ac responsurus, prout iusticia suaserit et ordo dictauerit racionis, et ad omnes causas in dictis literis contentas et in testimonium executionis premissorum dictus magister Malcolmus per me notarium subscriptum sibi petiit fieri publicum instrumentum : acta fuerunt hec die, anno, indictione et pontificatu, ac loco quibus supra; presentibus discreto viro magistro Johanne de Grahame rectore ecclesie de Erole, W de Newbygynnis, Georgeo de Gardin, et aliis ad premissa vocatis specialiter et rogatis. EXCOMMUNICATIO

Et ego Henricus de Wadellis clericus Glasguensis diocesis, publicus auctoritate apostolica et imperiali notarius, dum omnia premissa agerentur et fierent vnacum prenominatis testibus presens interfui, eaque sic fieri vidi et audiui, et in aliis occupatus presens instrumentum per alium michi fidum scribi feci, hic propria manu subscripsi, signoque meo consueto signaui, rogatus et requisitus in fidem et testimonium omnium premissorum. WEDALLIS.

79. DONATIO DIMIDIE CARRUCATE APUD DUNYPAIS.

OMNIBUS Sancte Matris ecclesie filiis hoc scriptum visuris vel audituris Herbertus filius Herberti de Camera, eternam in Domino salutem : Sciant tam presentes quam futuri quod ego Herbertus filius Herberti de Camera, pro salute anime patris mei et matris mee et pro salute anime mee et sponse mee, et pro salute omnium antecessorum meorum et successorum, dedi et concessi et hac presenti carta mea confirmaui Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et seruituris, dimediam carrucatam terre in territorio meo de Dunypais, cum tofto et crofto in eadem villa mea in competenti loco sito, scilicet, et duas bouatas terre adiacentes terre ecclesie ex parte orientali, et duas bouatas ex altera parte aque iuxta Louchbanc incipientes ad Flores et tendentes versus occidentem : Tenendam et possidendam in puram et perpetuam elemosinam, cum communi pastura, introitu DUNYPAIS

DUNYPAIS

et exitu et cum omnibus asiamentis ad tantam terram pertinentibus, ita libere, quiete et honorifice, sicut aliqua elemosina liberius, quiecius et honorificentius in regno Scotie tenetur et possidetur; hiis testibus, Johanne de Morham, Bernardo Frasar vicecomite de Striueling, Malcolmo thane de Kalentyr, Johanne Wischart, Johanne de Stanhous, Thoma clerico fratre eius, Ada Franceis, Andrea preposito de Striueling, W filio Jacobi, Richardo de Warwic, Ada Bonde, et multis aliis.

80. De duabus bouatis terre de Dunypais.

Uniuersis Sancte Matris ecclesie filiis, Gilbertus de Vmframuilla, salutem: Sciant omnes presentes et futuri me dedisse, concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus, duas bouatas terre in Dunypais preter illud halach quod ante eis donaui, scilicet, terram que iacet in occidentali parte riui qui descendit per tres lapides vsque ad frontem collis Sancti Alexandri et ita vsque per summitatem illius collis vsque ad ecclesiam Sancti Alexandri: Tenendas a me et heredibus meis in liberam et perpetuam elemosinam in pascuis et petris et asiamentis que ad tantam terram pertineant ita libere, quiete, plenarie et honorifice sicut aliqua elemosina in regno liberius et quiecius et honorificencius possidetur; testibus W Abbate de Sancta Cruce, Rogero priore de Manuell, Elia clerico de Dunypais, Ysaac sacerdote, Vnone clerico, H clerico, Thoma de Lemhale, Patricio filio Elye et fratre eius Alexandro, Willelmo Apilgarth.

81. Donatio terre de Dunypais cum quatuor bovatis terre tam citra quam vltra aquam per Adam Morhame.

Omnibus Christi fidelibus hoc scriptum visuris vel audituris, Adam de Morham, miles, salutem eternam in Domino: Vniuersitati vestre notum facio

quod ego, caritatis intuitu et pro salute anime mee et antecessorum meorum et heredum meorum, dedi et concessi et presenti carta mea confirmaui Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et seruituris et eorum successoribus, omnes illas terras et totas quas Marninus Forestarius, et Patricius Bercarius et filius euisdem Patricii, et Willelmus de Rowe, per rectas diuisas et extensas infra villam et extra de Dunipais tenuerunt, vbicunque iacent, cum communi pastura, et cum omnibus asiamentis et libertatibus ad dictam terram pertinentibus et in ceteris omnibus asiamentis, exceptis dominiis meis: Tenendas et habendas et possidendas sibi et successoribus suis de me et de heredibus meis iure perpetuo in puram et perpetuam elemosinam, libere et quiete, bene et honorifice et plenarie ab omni seruicio seculari, exactione et demanda et consuetudine: Preterea volo et concedo quod dicti canonici et eorum homines quicunque pro processu temporis in dictis terris moram fecerint, omnibus prenominatis asiamentis et libertatibus prenominatis plenarie et pacifice imperpetuum gaudeant, et vt molant blada sua de prefatis terris proueniencia, libere et sine multura ad meum molendinum, et quod molant post primum bladum quod inuenerint in tremulo, cuiuscunque fuerit: Et ego Adam de Moram et heredes mei predictas terras, cum omnibus libertatibus et asiamentis, antedictis canonicis et eorum successoribus contra omnes homines et feminas warantizabimus, acquietabimus et defendemus: Et vt hec mea donatio pro me et heredibus meis firmitatis et stabilitatis robur obtineat, presenti scripto sigillum meum apposui; hiis testibus domino Dauid de Grame, domino Johanne de Striueling, domino Willelmo de Arthe, domino Alwyno de Kalenter, Stephano de Blantyre, Thoma de Dunipais, Ricardo de Stikelwe, Johanne de Glasgu, Johanne filio Alie burgense de Lithqw, Henrico clerico burgense de Striueling, et multis aliis.

[illegible]

DUNYPAIS

82. Super sasina facta de terra de Dunypais per dominum Adam de Moram Abbati et Conuentui de Cambuskynneth.

Omnibus Christi fidelibus hoc scriptum visuris vel audituris, Adam de Moram, miles, salutem in Domino: Nouerit vniuersitas vestra me constituisse Johannem Clericum domini Hugonis Giffard procuratorem meum ad instituendum et saisinandum plenarie dominum Richardum abbatem de Cambuskynneth, et conuentum eiusdem loci, in terras quas Marninus Forestarius et Patricius Bercarius, et filius eiusdem Patricii et Willelmus de Rowe per rectas diuisas suas, et exteusas infra villam et extra de Dunypais tenuerunt, in puram et perpetuam elemosinam, et ad tradendum dictis abbati et conuentui, nomine meo, cartam meam eisdem super donatione mea de predictis terris confectam sicut personaliter interessem; gratum et ratum et firmum habens et semper habiturus quicquid predictus Johannes Clericus inde fecerit: In cuius rei testimonium presenti scripto sigillum meum apposui.

83. Item de eadem terra carta de Bikirtoune.

Omnibus Christi fidelibus ad quos presens scriptum peruenerit, Adam de Moram, salutem: Nouerit vniuersitas vestra me dedisse, concessisse et hac presenti carta mea confirmasse Richardo de Bikirtoune, et heredibus suis vel suis assignatis, pro homagio et seruicio suo, totas illas terras quas Marninus Forestarius et Patricius Bercarius et filius eiusdem Patricii et Willelmus de Rowe per rectas diuisas et extensas infra villam et extra villam de Dunypais tenuerunt, ubicunque iacent, cum communi pastura et cum omnibus asiamentis et libertatibus ad dictam terram pertinentibus, exceptis dominiis meis, videlicet, in pratis, pascuis et pasturis, in moris, mossis et petariis, in bosco, in stagnis et in ceteris omnibus asiamentis: Tenendas et habendas de me et heredibus meis sibi et heredibus suis, vel suis assignatis libere, quiete, hereditarie, bene et in pace:

Reddendo inde annuatim michi et heredibus meis pro se et heredibus suis, vel suis assignatis, tres solidos ad duos terminos anni, scilicet, ad Penthecosten octodecim denarios, et ad festum Sancti Martini octodecim denarios, pro omni seruicio et demanda seculari: Preterea volo et concedo quod dictus Richardus de Bykirtoun et heredes sui vel sui assignati, vel eorum homines, quicunque pro processu temporis in dictis terris moram fecerint, bladа sua de prefatis terris proueniencia, libere et sine multura ad meum molant molendinum, et quod molant post primum bladum quod inuenerint in tremulo, cuiuscunque fuerit; et ego et heredes mei predictas terras cum omnibus libertatibus et asiamentis antedictis, dicto Ricardo et heredibus suis vel suis assignatis contra omnes homines warantizabimus et defendemus: Et vt hec mea donatio firmitatis et stabilitatis robur obtineat, presenti scripto sigillum apposui; hiis testibus domino Henrico de Haliburtoune, domino Johanne de Lambertoune, Stephano de Blantyre et multis aliis. DUNYPAIS

84. QUIETA CLAMATIO DOMINI DE BIKERTOUNE DE DONYPAIS PRO EXCAMBIO TERRE ABBATIS ET CONUENTUS IN BENYNE, ETC.

OMNIBUS hoc scriptum visuris vel audituris, Richardus de Bikertoune, miles, eternam in Domino salutem: Nouerit vniuersitas vestra me quietum clamasse pro me et heredibus meis, abbati et conuentui de Cambuskynneth totum ius quod habui vel habere potui in terris, quas habui ex dono domini Ade de Morham in villa de Dunipais, quas Marninus Forestarius et Patricius Bercarius et filius eiusdem Patricii et Willelmus de Rowe per rectas diuisas suas et extensas infra villam et extra de Dunipais tenuerunt, cum communi pastura et cum omnibus aliis asiamentis ad dictas terras iuste pertinentibus, pro excambio terre de Bynnyne quam dicti abbas et conuentus habuerunt de dono quondam Willelmi de Lindesay: Et ne ego nec heredes mei aliquo tempore contra istam quietam clamationem temere venire presumpserimus, huic scripto

DUNYPAIS

sigillum meum apposui; testibus domino Willelmo vicario de Linlithqw, Stephano de Blantyre et Johanne filio Alie et Johanne clerico de Linlithqw, Johanne clerico domini Hugonis Giffard, et aliis.

85. Inquisitio facta de ecclesia Donypais.

Omnibus has literas visuris vel audituris, G[amelinus] miseratione diuina episcopus Sanctiandree, salutem in Domino sempiternam: Sciatis quod cum diligenter inquiri fecerimus per Robertum decanum nostrum de Linlitqw in capitulo nostro eiusdem decanatus vtrum ecclesia de Donypais esset matrix ecclesia per se an capella ecclesie de Kirketoun, et, facta diligenti inquisitione per ipsum decanum super predictis, inuenimus ipsam ecclesiam de Donypais capellam esse ecclesie parrochialis de Kirketoune, et non matricem ecclesiam; inuenimus similiter quod dicta capella nunquam consueuit reddere nobis aut predecessoribus nostris episcopis Sanctiandree procurationem integram seu particularem: In cuius rei testimonium sigillum nostrum apponi fecimus huic scripto: Datum apud Incheomath octauo idus Aprilis anno Domini millesimo ducentesimo sexagesimo septimo.

86. De decima molendini de Donypais.

Gilbertus de Umframuilla, omnibus amicis suis propinquis et remotis, salutem: Sciant tam futuri quam presentes me concessisse et hac mea carta confirmasse Deo et Sancte Marie et ecclesie de Dunipais decimam molendini mei de Dunipais in puram elemosinam, pro salute anime mee; hiis testibus Rogero priore de Manvell, Isaac sacerdote, Herberto de Camera, Willelmo Wischard, Adam de Stanus.

87. Dunypais testimonium assise pro Monasterio.

In nomine Domini amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno a natiuitate eiusdem millesimo quadringentesimo

vicesimo sexto, indictione quinta, die vero mensis Januarii vicesimo primo, pontificatus sanctissimi in Christo patris ac domini nostri, domini Martini diuina prouidencia pape quinti, anno decimo, in mei notarii publici et testium subscriptorum presencia personaliter constitutus venerabilis pater, Patricius permissione diuina abbas monasterii de Cambuskynneth, ordinis beati Augustini, Sanctiandree diocesis, omnes et singulos infrascriptos viros tunc presentes et vnumquemque illorum, videlicet, Nicholaum le Grahame de Achincloch, Johannem Normawele, Hugonem de Banochtyne, Johannem Ker fullonem, Thomam Watson de Stanhous, Johannem Watson, Johannem Thomsoun, Mauricium Scott, Johannem Ker de le Quattetar, Donaldum Marschell et Kessogum Findlauson publice cum instancia requirebat ut eorum depositiones et deliberationes super quandam inquisitionem nuper per ipsos factam apud Dunipais, infra baroniam de Harbertschire et in vicecomitatu de Striueling, penes sex bouatas terre infra villam et extra de Dunypais predicta iacentes, bona fide mediante, publice declararent vt in futurum coram quocunque iudice competente cum super hoc fuerint onerati siue requisiti fideliter responderent veritati, seclusis odio vel amore, fauore vel timore, cum pium sit et meritorium testimonium perhibere veritati; quibus auditis et intellectis, omnes supradicti viri super dictam inquisitionem pro tunc existentes presentes vnanimi deliberatione vniuersaliter deponebant, asserendo quod quidam Johannes Keir pater quondam Johannis Keir nunc viuentis, obiit vestitus et sasitus vt de feodo et cum de duabus bouatis terre predicte cum clausulis opportunis, et has duas bouatas terre in vno volumine siue cedula inscribi concorditer statuerunt; cui quidem volumini siue cedule predictarum duarum bouatarum terrarum sigilla apponi fecerunt vt eorum quidam fatebantur manifeste, et de reliquis vero quatuor bouatis terre inuenerunt quod olim predictus Johannes Keyr senior fuit semel requisitus, sed ante mortem suam per dominum superiorem earundem tribus annis et vltra penitus expulsus

DUNYPAIS

DUNYPAIS

fuit de eisdem, et prefatum dominum abbatem in predictis quatuor bouatis terre integraliter inuenerunt viginti sex annis leuantem et possidentem, acclamando illas sibi et monasterio suo supradicto iure hereditario pertinere; et has quatuor bouatas in volumine siue cedula vna statuerunt per se, ne scriptor in predictis aliqualiter deuiaret. Super quibus omnibus et singulis depositionibus, deliberationibus et assertionibus, supradictus dominus abbas a me notario publico publicum siue publica peciit instrumentum siue instrumenta: Acta fuerunt hec in cimiterio ecclesie parrochialis de Dunipais, hora quasi vndecima ante merediem, anno, die, mense, indictione et pontificatu prenotatis; presentibus nobilibus et discretis viris, videlicet, Roberto de Leuingstoune de le Calenter, Johanne de Grahame, armigeris, dominis Johanne Cuthbertsoune, Alexandro de Faukirk et Willelmo Harrowar capellanis, Jacobo Ysaac et Nicholaio de Bertoun, testibus ad premissa vocatis specialiter et rogatis.

Et ego Robertus Gardnar presbiter Dunblanensis diocesis, publicus auctoritate imperiali notarius, predictis depositionibus et deliberationibus dum sic ut premittitur fierent et agerentur, vnacum prenominatis testibus presens personaliter interfui, eaque sic fieri vidi et audiui, et in notam recepi et publicaui et in hanc publicam formam redegi, manuque mea scripsi, hicque me subscripsi, signoque meo solito et consueto signaui, requisitus et rogatus in fidem et testimonium omnium premissorum. R. GARDNAR Notarius.

88. DUNIPAIS POSSESSIO PER TESTES PROBATUR.

IN nomine Domini amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno a Natiuitate eiusdem millesimo quadringentesimo vicesimo sexto, indictione quinta, die vero mensis Januarii vicesimo primo, pontificatus sanctissimi in Christo patris ac domini nostri, domini Martini diuina prouidencia pape quinti, anno decimo, in mei notarii publici et testium subscriptorum presencia personaliter constitutus venerabilis in Christo Patri-

cius permissione diuina abbas monasterii de Cambuskynneth, ordinis beati Augustini, Sanctiandree diocesis, publice coram multis audientibus recitando proposuit quod olim inclite memorie magnificus et potens dominus, dominus Archibaldus quondam comes de Douglas, pater Archibaldi comitis nuper defuncti, procurante quodam nuncupato Johanne Keyr, patre quondam Johannis Keir nunc viuentis, ipsum abbatem conuentum et monasterium suum super quibusdam quatuor bouatis terrarum suarum et earum possessione iacentibus infra villam et extra de Dunipais, baroniam de Harbert schire et infra vicecomitatum de Striueling, indebite molestauit, grauauit atque vexauit ante triginta annos elapsos, vel eocirca, per aliquod tempus, quamquam idem dominus comes postmodum ad instanciam dicti abbatis, visis et intellectis diuersis cartis dicto monasterio super donatione et confirmatione earundem terrarum factis, tanquam superior dominus fundi per nobilem dominum Dauid Flemyng dominum de Bigare tunc balliuum suum ipsos abbatem conuentum et monasterium in dictarum terrarum realem possessionem reduxit integre cum effectu, ac de eisdem terris eundem balliuum suum saisire et vestire fecit eosdem abbatem et conuentum nomine monasterii antedicti; verum quia de dicta saisina dictus abbas fatetur se non posse reperire literas testimoniales, vel quia perdite sunt vel alias destructe, et iam sibi et monasterio suo per quendam Johannem Keyr filium et heredem predicti Johannis Keir defuncti, super dictis quatuor bouatis terrarum questio verisimiliter moueri speratur attentus, nisi dictam sasinam per testes probauerit, exinde in dicta materia monasterium suum preiudicium vel dispendium pacietur, quamuis post sasinam eandem idem abbas prefatas terras per viginti sex annos et vltra pacifice possidebat; ideirco ne in hac copia probationis sibi depereat, requisiuit circumstantes si qui essent inter illos qui dationi dicte sasine interfuerunt, qui possent, si opus esset, de ea testimonium perhibere intuitu caritatis, cui taliter requirenti responderunt incontinenter isti viri

DUNYPAIS

DUNYPAIS.

subscripti, videlicet, Nicholaus de Grahame, dominus Alanus Scot, Willelmus de Menteth, Johannes Normawile, Johannes Ysaac, et Willelmus Inglis, dicentes se personaliter dationi dicte sasine interfuisse et ipsam vidisse sic fieri, et quod bene sciuerunt ipsum abbatem dictas terras per viginti sex annos pacifice possedisse et vsque in presentem annum, quanquam Johannes Keir, pater illius Johannis Keir nunc viuentis, postquam predictus abbas et conuentus nominatas terras vt premittitur possederunt, per tres annos vixit nec regressum potuit ad eas habere, et hec omnia omnes prenominati viri nullo discrepante, concorditer affirmarunt, promittentes se super premissis singulis, si et quotiens fuerint per iudicem competentem onerati, fidele testimonium perhibituros, suis mediantibus iuramentis; inter quos etiam duo nobiles, scilicet, Nicholaus Grahame et Johannes Ysaac asseruerunt se veraciter audiuisse ante tempus dicte sasine dationis dictum comitem dicentem se vel quemuis alium in dictis terris nullum ius habere, sed quod solum ad dictum monasterium iure hereditario pertinerent; super quibus omnibus et singulis recitationibus et assercionibus predictus abbas a me notario publico publicum vel publica petiit instrumentum vel instrumenta: Acta fuerunt hec in cimiterio ecclesie parrochialis de Dunipais, hora quasi vndecima ante merediem anno, die, mense, indictione et pontificatu prenotatis; presentibus nobilibus et discretis viris Roberto de Leuingstoune de le Calenter, domino Johanne Cuthbertsoun capellano parrochiali eiusdem ecclesie, Jacobo Ysaac et Johanne de Grahame, testibus ad premissa vocatis specialiter et rogatis.

Et ego Robertus Gardnar presbiter Dunblanensis diocesis, publicus auctoritate imperiali notarius, predictis omnibus et singulis recitationibus et assertionibus dum, sic vt premittitur, fierent et agerentur, vnacum prenominatis testibus presens personaliter interfui, eaque sic fieri vidi et audiui, et in notam recepi et publicaui, et in hanc publicam formam redegi, manuque mea scripsi, hic me subscripsi, signo meo solito et consueto signaui, requisitus et rogatus in fidem et testimonium omnium premissorum.

89. Dunipais pacificatio.

DUNYPAIS.

In Dei nomine, amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis dominice millesimo quadringentesimo sexagesimo secundo, die vero mensis Maii penultimo, indictione decima, pontificatus sanctissimi in Christo patris et domini, domini Pii diuina prouidencia pape secundi anno quarto, in nostrum notariorum publicorum et testium subscriptorum presencia, personaliter constitutus prouidus vir Johannes de Keir de Edinburgh, coram venerabili in Christo patre Dauid abbate monasterii de Cambuskynneth, ordinis sancti Augustini, Sanctiandree diocesis, licet alias vt exposuit idem Johannes a pluribus annis iam exactis omni iuri clameo et iuris titulo et interesse tam petitorio quam possessorio que vendicauit, clamauit, habuit, vel habere potuit, in vel ad quatuor bouatas terrarum cum pertinenciis, iacentes in Dunipais infra baroniam de Harbertschyre et vicecomitatum de Striueling, et nuper die Veneris vltimo elapso in plana curia dicte baronie de Harbertschire tenta apud Donypais per Willelmum de Morauia de Tulchadam, et Johannem Zoung, balliuos nobilis et potentis domini Willelmi comitis Oreadie et Catanie, ac domini dicte baronie, dicto venerabili patri Dauid abbati monasterii predicti penitus et omnino renunciauit, prout in rotulamento et acto dicte curie plenius et latius extenditur, exprimitur et continetur, pro tunc, tamen, coram nobis notariis publicis et testibus subscriptis, primo infra burgum de Striueling in camera posteriore tenementi et hospicii Mathei Forstare, burgensis dicti burgi, dicto die penultimo mensis Maii ex habundantia et ad maiorem verificationem, attestationem et securitatem, deinde in crastinum vltimo die dicti mensis Maii in refectorio infra dictum monasterium de Cambuskynneth, coram dicto domino abbate et conuentu vniuersaliter congregato, dictus Johannes de Keir ad genua prostratus, recognoscens, vt proprio ore exposuit, dictas quatuor bouatas terrarum cum pertinenciis dictis domino

DUNYPAIS

abbati et conuentui et successoribus suis ac ipsi monasterio in proprietate pertinuisse, et si quid iuris vel clamei sibi in dictis quatuor bouatis terrarum cum pertinenciis competierat ipsos abbatem et conuentum dominos superiores earundem fuisse et esse, ipsas quatuor bouatas terrarum cum pertinenciis non vi aut metu ductus, nec errore lapsus sed sua mera et spontanea voluntate per fustem et baculum, quos tunc manu gestabat, in manibus dicti domini abbatis pure et simpliciter sursum dedit, ac omni iuri et iuris titulo, clameo et interesse suis in vel ad dictas quatuor bouatas terrarum cum pertinenciis, pro se, heredibus et successoribus suis, penitus et omnino ac pro perpetuo, ut superius est expressum, renunciauit, promittensque fide media pro se, heredibus et successoribus suis illas sursum donationem et renunciationem iuris sui ac clamei et interesse in vel ad dictas quatuor bouatas terrarum cum pertinenciis nunquam quibuscunque temporibus seruituris publice vel occulte directe vel indirecte quouis quesito colore reuocare, nec contra eas quoquomodo deuenire, sed se heredesque et successores suos ab omni iuri et iuris titulo tam petitorio quam possessorio ac clameo et interesse in vel ad dictas quatuor bouatas terrarum cum pertinenciis penitus et perpetuo seclusit et absoluit : Super quibus omnibus et singulis dictus dominus abbas a nobis notariis publicis subscriptis sibi fieri petiit instrumentum aut instrumenta, publicum seu publica : Acta fuerunt hec in locis supradictis sub anno, die, mense indictione et pontificatu quibus supra, presentibus ibidem honorabilibus viris Alexandro Brus de Stanmos, Roberto Brus, Matheo Forestare burgensi burgi de Striueling, Johanne Lokart, Hugone Zare, Dauid Balfour et Thoma Cragyngelt de eodem armigeris, testibus cum multis aliis ad hoc vocatis specialiter et rogatis.

Et ego Johannes de Atheray thesaurarius Dunblanensis, publicus auctoritate imperiali notarius, premissis omnibus et singulis, dum sic vt premittitur dicerentur et fierent, vnacum prenominatis testibus et notario subscripto presens interfui, eaque omnia et singula sic dici et fieri vidi, audiui et in

notam recepi, indeque presens publicum instrumentum, alterius manu, me aliis prepedito negotiis, scriptum, confeci et hic me manu propria subscribendo in hanc publicam formam redegi, signoque et nomine meo solitis et consuetis, vnacum signo et subscriptione notarii publici subscripti, signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum. DUNYPAIS.

Et ego Johannes de Spens presbyter Dunblanensis diocesis, publicus auctoritate imperiali notarius, premissis omnibus et singulis dum, sic vt premittitur, dicerentur et fierent, vnacum testibus et domino notario suprascriptis presens interfui, eaque omnia et singula sic fieri vidi, audiui et in notam recepi, indeque presens publicum instrumentum manu aliena, me aliis impedito negotiis, scriptum confeci, hic me manu propria subscribendo in hanc publicam formam redegi, signoque nomine et subscriptione meis solitis et consuetis, vnacum signo et subscriptione notarii publici subscripti, signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum.

90. Donypais terrarum renunciatio.

In nomine Domini amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno a Natiuitate eiusdem millesimo quadringentesimo vicesimo nono, die vero mensis Nouembris decimo, indictione octaua, pontificatus sanctissimi in Christo patris et domini ac domini nostri, domini Martini diuina prouidencia pape quinti anno duodecimo, in mei notarii publici et testium subscriptorum presencia personaliter constitutus prouidus vir Johannes de Keir, filius et heres Johannis de Keir de Randalstoune, non vi aut metu ductus, nec errore lapsus, nec munere aut timore deceptus, sed propria et spontanea voluntate sua, totum ius et clameum quod asserebat se habere, habet vel habere potuit, in quatuor bouatas terrarum iacentes in villa de Donypais infra vicecomitatum de Striueling, super quibus tam ipse quam pater ipsius contra et aduersus abbatem et conuentum monasterii de Cambuskynneth mouebat

DUNYPAIS

questionem antiquitus vel de nouo, pure et simpliciter, pro salute anime sue et animarum predecessorum suorum, in manibus reuerendi in Christo patris Patricii permissione diuina abbatis monasterii supradicti, coram conuentu eiusdem loci capitulariter congregato, resignauit ac sursum reddidit, per fustem et baculum cum suis singulis pertinenciis pro se, heredibus et assignatis suis, nunc et singulis temporibus duraturis; promittendo firmiter et fide media quod nec ipse nec heredes sui de supradictis terris prefatum monasterium nequaquam imposterum vexabunt, inquietabunt nec molestabunt quoquomodo, sed monasterium penes easdem terras defendent pro viribus atque posse; super quaquidem promissione in manu mei notarii publici stipulantis corporale prestitit iuramentum, et pro huiusmodi presentis instrumenti maiori fide et euidentiore securitate, prefatus Johannes eidem instrumento suum proprium apposuit sigillum, in testimonium omnium premissorum: Super quibus omnibus et singulis predictus dominus abbas a me notario publico publicum sibi fieri petiit instrumentum: Acta fuerunt hec in domo capitulari dicti monasterii, hora quasi secunda post merediem, anno, mense, die, indictione et pontificatu prenotatis; presentibus honestis viris, videlicet, Godfrido Wricht, Johanne Sadillar et Hugone Sadillar ac Johanne de Clune, testibus ad premissa vocatis specialiter et rogatis.

Et ego Robertus Gardnar presbyter, publicus auctoritate imperiali notarius Dunblanensis diocesis, predictis resignationi, sursum traditioni ac ipsius dicti Johannis obligationi et iuramento ac omnibus aliis et singulis dum, sic vt premittitur, fierent et agerentur, vnacum prenominatis testibus presens personaliter interfui, eaque sic fieri vidi et audiui, et in notam recepi et publicaui, manu mea propria scripsi hicque me subscripsi, signoque meo solito et consueto signaui, rogatus et requisitus in fidem et testimonium omnium premissorum; constat lineatio in septima linea quam approbo et ratifico vicio et suspicione carere vniuersis. GARDNAR Notarius.

91. Donypais terrarum quatuor acrarum litis renunciatio.

DUNYPAIS.

The Court of the Barony of Harbertschire, haldin at Donypais on Friday the aucht and tuenty day of the moneth of Maii, the zeir of God ane thousand foure hundreth sexty and twa zeris, be William of Murray of Tulchadam, baillie to the richt mychty Lord, William Erle of Orknay and of Katnes, and Lord of the said barony, the suth callit and the court affirmit, etc. The quhilk day comperit in the said court Johnne of Keir of Edinburgh, and askit ane breue of inqueist to be seruit directit to the said baillie fra the said lordis chapell, be the quhilk inqueist he clamit foure oxingang of land liand in the toun of Donypais, pertenyng to the hous of Cambuskynneth; and than comperit ane venerabill fader in Crist, Dauid be the permissioun of God abbot of Cambuskynneth, and his foirspekar, Alexander the Brus of the Stannos, and said thair aucht na inqueist to pas apon thair landis, becaus that the said hous wes in peciabill possessioune of thame, and thairattoure thai allegit at the said Johnne of Keir, lang tyme of befoir, in the dayis of abbot Patrik of Calender, had gevin oure all richt, clame, possessioun and proparte of law for him and his airis, that he had or micht haue to the said landis for euirmare. Than, eftir mony and diuers allegationis, the said Johnne grantit thairto and tuke vp his breue of inqueist, and referrit him to the said Abbot Dauid, and the convent of the said place renunceand in iugement for him and his aris all richt, clame, possessioune and propriete of law, as of befoir in or to the said landis in tyme to cum, and nevir to be hard in that court, nor in nane vthir as anent that actioune. The quhilkis all and sindry thingis the foirsaid abbot and his foirspeikar askit to [be] ackit and rollit, and askyt the copy of the rolment to be gevin to thame vnder the said baillies seill, togidder with the seill of William Pardovyn, beand clerk to that court on that day. The quhilk ask and rolment wes grantit and gevin under the sadis selis, zeir.

DUNYPAIS

day and place befoir writtin ; thir personis beand witnes, Thomas Gardnar of Denovane, William Grahame of Auchinclocht, and Androw Reidheuch of the Quarell, with divers utheris, etc. WILLELMUS DE PARDOVIN manu propria.

92. DEDICATIONIS ECCLESIE TESTIMONIALE.

DEDICATIO.

VNIVERSIS Sancte Matris ecclesie filiis presentes literas inspecturis, Jacobus miseratione diuina episcopus Dunblanensis, salutem, et fidem presentibus adhibere indubiam : Noueritis nos, die date presencium ex commissione venerabilis in Christo patris Johannis permissione diuina prioris ecclesie metropolitane Sanctiandree, sede eiusdem vacante, vicarii generalis, ad instantiam Alexandri abbatis monasterii de Cambuskynneth, ecclesiam monasterialem eiusdem et duo illius cimiteria ad finem orientalem et occidentalem, capitulum et claustrum, debitis exhibitis solemnitatibus, dedicasse, necnon maius altare eiusdem ecclesie consecrasse, assistentibus nobis confratribus canonicis et ministris, videlicet, Georgeo Newtoun archidiacono, Johanne Chesholme prebendario de Kippane, et Jacobo Wilson prebendario de Glendowane; concurrentibus eciam ad illius dedicationis solemnitatem nobili et potenti domino Johanne domino Erskin, magistro Petro capellano, sacrarum literarum professore, Wilelmo Lamb canonico Morauiensi, de Conveth et Kynnell rectore, Jacobo Haldene de Glenneges milite, Alexandro Forestar de Drip preposito burgi de Striueling, Vincentio Tinctoris, priore fratrum predicatorum eiusdem, et Johanne Tulydaf gardiano fratrum minorum de Striueling, dedicationis efficaciam infra missarum solemnia predicante, cum multis nobilibus et populis circumnatiuis : In quorum omnium et singulorum fidem et testimonium premissorum has presentes testimoniales literas exinde fieri et per notarium publicum, scribam nostrum subscriptum, subscribi et publicari mandauimus, sigillique nostri rotundi iussimus et fecimus appensione communiri,

apud dictum monasterium, vndecimo die mensis Julii anno Domini vicesimo primo supra millesimum et quingentesimum, nostreque consecrationis anno tricesimo quarto; presentibus ibidem, prouidis viris Jacobo Cheiselme, Henrico Sincler, Willelmo Sincler, Eduardo Sincler armigeris, Johanne Patersone, Johanne Lauder et Dionisio Rew capellanis, testibus ad premissa vocatis pariterque rogatis et requisitis. DEDICATIO

Et ego Jacobus Blakwod presbyter Dunblanensis diocesis, publicus sacra auctoritate apostolica notarius, quia predicte ecclesie cimiteriorum capituli et claustri dedicationi, altarisque maioris consecrationi, ceterisque ad hoc requisitis et factis solemnitatibus presens personaliter interfui, eaque omnia et singula sic fieri vidi, sciui et audiui, ideoque hoc presens publicum instrumentum manu mea propria scriptum, exinde confeci, et in hanc publicam formam redegi, signoque nomine et subscriptione meis solitis et consuetis, vnacum appensione sigilli rotundi prefati reuerendi patris de mandato eiusdem signaui, in fidem et testimonium omnium et singulorum premissorum, per prefatum Alexandrum abbatem rogatus et requisitus.

JACOBUS BLAKWOD.

93. DE ANNUIS REDDITIBUS DE ERTH ET DE CAMBUSKYNNETH.

DAUID Dei gracia Rex Scotorum omnibus probis hominibus totius terre sue, salutem: Sciatis nos dedisse, concessisse et hac presenti carta nostra confirmasse religiosis viris abbati et conuentui monasterii de Cambuskynneth annuum redditum quadraginta solidorum nobis debitum de terris de Erth, et annuum redditum quadraginta solidorum nobis debitum de terris de Cambusbaroune, vna cum dimedia firma nobis annuatim debita de dictis terris de Cambusbaroune, quam in manibus nostris nunc habemus, infra vicecomitatum de Striueling, in recompensationem octo librarum et quinque denariorum sterlingorum eisdem antiquitus deliberarum de vicecomitatu nostro de Striue ERTH

ERTH

ling nomine annue pensionis: Tenendos et habendos predictos duos annuos redditus, vnacum predicta dimedia firma dictarum terrarum de Cambusbaroune ad nos pertinente, predictis religiosis et eorum successoribus imperpetuum in puram et perpetuam elemosinam, quousque nos vel successores nostri eisdem religiosis vel eorum successoribus de dictis octo libris et quinque denariis annue pensionis in aliquo loco competenti duxerimus ordinare: In cuius rei testimonium presentibus sigillum nostrum precipimus apponi; testibus venerabilibus in Christo patribus, Willelmo episcopo Sanctiandree et Patricio episcopo Brechinensi cancellario nostro, Roberto Senescallo Scotie comite de Stratherne nepote nostro, Patricio comite Marchie et Morauie, Willelmo comite de Douglas, Roberto de Erskyn et Johanne Herrice, militibus, apud Edinburgh, vltimo die Nouembris anno regni nostri tricesimo septimo.

94. Carta Johannis Quhiting facta Martino Wricht de terra sua anteriori nunc Abbatis et Conuentus de Cambuskynneth de venditione eiusdem in burgo.

EDINBURGH.

Omnibus hanc cartam visuris vel audituris, Johannes Quhityne filius et heres quondam Roberti Quhiting burgensis de Edinburgh, salutem in Domino sempiternam: Nouerit vniuersitas vestra me de aduisamento consilii amicorum meorum dedisse, concessisse ad feodifirmam et hac presenti carta mea imperpetuum confirmasse dilecto amico meo Martino Wricht burgensi dicti burgi, totam anteriorem partem cuiusdam tenementi mei iacentis in dicto burgo, ex parte australi vici regii eiusdem inter terram Alani de Farnyle ex parte orientali ex parte vna, et terram Stephani dicti Rogersone ex parte occidentali ex parte altera: Tenendam et habendam totam predictam partem anteriorem dicti tenementi cum pertinenciis dicto Martino, heredibus et assignatis suis, a me et heredibus meis, de domino nostro rege et heredibus suis, in feodifirma et

hereditate imperpetuum, per omnes rectas metas et diuisas suas, sicut iacet in longitudine et latitudine, cum omnibus et singulis libertatibus, commoditatibus, asiamentis, rectitudinibus et iustis pertinenciis suis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam prope quam procul, ad dictam anteriorem partem cum pertinenciis suis spectantibus seu iuste spectare valentibus quomodolibet in futurum; libere, quiete, plenarie, integre, honorifice, bene et in pace, sine aliquo retinemento: Reddendo inde annuatim dictus Martinus, heredes sui et assignati sui, domino nostro regi et heredibus suis firmam burgi inde debitam et consuetam, et abbati et conuentui monasterii Sancte Crucis de Edinburgh qui pro tempore fuerint, tres decim solidos et quatuor denarios argenti, et michi heredibus et assignatis meis triginta solidos vsualis monete Scotie, ac dominis posterioris partis dicti tenementi, heredibus vel assignatis suis, tres solidos et quatuor denarios eiusdem monete Scotie proportionaliter ad duos anni terminos vsuales, festa videlicet Penthecostes et Sancti Martini in hieme, tantum, pro omni alio seruicio seculari, exactione, consuetudine, onere vel demanda, que de dicta anteriori parte dicti tenementi cum pertinenciis per quoscunque exigi poterunt aliqualiter aut requiri: Et ego vero dictus Johannes Quhyting, et heredes mei et assignati, totam predictam anteriorem partem dicti tenementi cum pertinenciis dicto Martino, heredibus suis et assignatis, adeo libere in omnibus sicut predictum est contra omnes mortales warantizabimus, acquietabimus et imperpetuum defendemus: In cuius rei testimonium presenti carte mee sigillum meum manibus meis propriis apposui; et ad maiorem huius rei euidenciam et roboris firmitatem sigillum commune dicti burgi presenti carte mee apponi cum instancia debita procuraui, apud Edinburgh, secundo die mensis Junii anno Domini millesimo quadringentesimo vndecimo; hiis testibus, prouidis et discretis viris Alano de Farnyle tunc preposito dicti burgi, Georgeo de Laudre, Thoma de Beynyn et Jacobo de Lintoune tunc balliuis eiusdem burgi, Wil-

EDINBURGH

lelmo Currour et Willelmo de Currour ac Johanne Rede burgensibus dicti burgi, Thoma Moygne, Johanne de Akynheid et Roberto Gibsone tunc seriandis dicti burgi, cum multis aliis.

95. Edinburgh gabelle vsus Monasterio conceditur.

This Indenture, maid at Edinburcht, the first day of Aprill, the zeir of oure Lord ane thousand foure hundreth fourty thre, betwix ane richt venerabil fader in Crist, Dauid throw the permissioune of God abbot of Cambuskynneth, for him and the conuent of the same hous, on that ane part, and ane honorabill man, Clement of Farnile of Gogar, burges of Edinburgh, with the consent and assent of ane nobill and michty lord, schir Johne Forstare, lord of Corstorphyn, knicht, and vtheris freindis of the said Clementis, on the tothir part, contenis, proportis and beris witnes that it is fullely accordit betwix the said partiis, in maner and forme as eftir followis; that is to say, that the said Clement, with his said emys and freindis consent, at the reverence of God and oure Lady, hes gevin and grantit, and be their presentis gevis and grantis, in pure and perpetual almos, to the said venerabill fader and conuent, and thare succcessouris, licence, full fredome and fre faculte on thare cost to brek, big, and agane rais the stane gavill betwix thair foirhous and Clementis foirhous, at the west nuke of that foirhous, the said abbot and conuent makand to Clement, on his syde, ane chymnay of stane, and to the abbottis syde esement, as it sall like to the same venerabill fader, the said gavill beand sufficient to serue betwix baith the fore housis. Alsa, the said Clement, with the consent of the sadis personis, hes frelie gevin and grantit, and be thir indenturis gevis and grantis full licence and fredome to the sadis abbot and conuent and thare successouris to brek the west wall of his hous that strekis southwart fra the west nuke of his fore hous, and to big and bring vp the haill est end of the galry of thare foirhous apoun that

wall, with vthir esementis and fredomes, that they may lefully in his said west wall, in twa places quhare thame likis, betwix the west nuke of his foir hous and the kingis wall, sett corballis of tre, of stane, lay guttaris of leid, tre, or stane, and pend brasis to be flure to kechingis, or sic small housing, the said venerabill fader garrand be maid guttaris of leid, stane, or tre, sa that the said Clementis hous be watterticht, and haldin harmless. Alsa, gif it hapnis the said Clement, his airis or assignais, to big or brek down ony hous or wall of his before said, the said Clement, his airis and assignais, sall gar keip the said abbottis werk harmles that he or his successouris biggis. The quhilk licence, full fredome and fre faculte before nemmit, the said Clement, his airis and assignais, throw the said consent, with all esementis before writtin, to the foirsaid abbot, conuent and thare successouris, agane all deidlie, sall warrand, acquiete and cuirmare defend. In witness heirof, to the part of thir indenturis remanand with the said abbot and conuent the seill of the said Clementis, thegidder with the seill of the said schir Johne Forstare, in witnessing of his said consent, is to put, and to the tother part remanand with the said Clement, the seill of the said venerabill fader, for him and the said conuent, is put, the zeir, day, moneth and place before expremit. EDINBURGH

96. Edinburgh tenementi emptionis carta per Dauid Abbatem.

Omnibus hanc cartam visuris vel audituris, Dauid Wricht burgensis de Edinburgh, salutem in Domino sempiternam: Noueritis me non vi aut metu ductum, nec errore lapsum, sed mea mera et spontanea voluntate, vtilitateque mea vndique preuisa et pensata, dedisse, concessisse, vendidisse et titulo venditionis alienasse, et hac presenti carta mea confirmasse, necnon dare, concedere, vendere et alienare et hac presenti carta mea confirmare venerabili in Cristo patri et domino, domino Dauid permissione diuina abbati monasterii de Cambus-

EDINBURGH.

kynneth et conuentui eiusdem, totam et integram terram meam iacentem in villa Edinburgh ex parte australi eiusdem, inter tenementum dictorum abbatis et conuentus ex parte posteriori eiusdem inter terram Clementis de Farnile ex parte orientali ex parte vna, et terram dictorum abbatis et conuentus ex parte occidentali ex parte altera, incipiendo a parte posteriori constructionis domus anterioris eorundem abbatis et conuentus predicti tenementi, et sic transeundo ad vicum qui dicitur le Cougait, pro certa summa pecunie michi, in mea magna et cognita necessitate, per dictos dominos abbatem et conuentum pre manibus gratanter et integre persoluta et in vsum meum totaliter conuersa ; de quaquidem summa pecunie teneo me bene contentum et totaliter persolutum, et dictos dominum abbatem et conuentum ac successores eorundem qui pro tempore fuerint quietos inde clamo imperpetuum tenore presentis carte : Tenendam et habendam totam et integram predictam terram cum pertinenciis predictis domino abbati et conuentui ac successoribus eorundem qui pro tempore fuerint, de domino nostro rege, a me, heredibus meis, executoribus et assignatis, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas prout iacent in longitudine et latitudine, cum lapidibus, lapicidiis, cum domibus et muris, lignis et edificiis, ac cum omnibus aliis et singulis libertatibus, commoditatibus et asiamentis, ac iustis pertinenciis suis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam prope quam procul, ad predictam terram cum pertinenciis spectantibus seu iuste spectare valentibus quomodolibet in futurum, libere, quiete, plenarie, integre, honorifice, bene et in pace sine aliquo retinemento seu obstaculo quocunque : Et ego vero predictus Dauid et heredes mei totam et integram predictam terram cum pertinenciis adeo libere in omnibus et per omnia ut predictum est predictis abbati et conuentui de Cambuskynneth ac successoribus eorundem, qui pro tempore fuerint, contra omnes mortales warantizabimus, acquietabimus ac imperpetuum defendemus : In cuius rei testimonium presenti carte mee

sigillum meum est appensum, apud Edinburgh, decimo tertio die mensis Junii, anno Domini millesimo quadringentesimo quinquagesimo quinto; coram hiis testibus, Alexandro Napare preposito dicti burgi, Willelmo de Carriberis, Andrea Crafurd, balliuis eiusdem, Alexandro Stanlie decano gild, Willelmo Cranstoune, Willelmo de Libertoune, Thoma de Prestoun, Thoma Bigholme et Willelmo Rolland seriando, cum multis aliis. EDINBURGH.

97. Edinburgh terre possessio per Abbatem Dauid.

In Dei nomine, amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno ab Incarnatione eiusdem millesimo quadringentesimo quinquagesimo quinto, die vero mensis Junii decimo septimo, indictione tercia, pontificatus sanctissimi in Cristo patris et domini nostri, domini Calixti diuina prouidencia pape tercii, anno primo, in mei notarii publici et testium subscriptorum presencia personaliter constitutus Dauid Wricht burgensis de Edinburgh, non vi aut metu ductus nec errore lapsus, sed sua mera et spontanea voluntate, vt asseruit, personaliter accessit ad quandam terram suam iacentem in villa Edinburgi ex parte australi eiusdem et in posteriori parte edificii abbatis et conuentus de Cambuskynneth, inter terram Clementis Farnile ex parte orientali ex parte vna, et terram Willelmi Scott ex parte occidentali ex parte altera, sibi iure hereditario, vt asseruit, pertinentem, quam vero terram cum pertinenciis prefatus Dauid in manibus prouidi viri Ricardi Patonson, vnius balliuorum tunc temporis burgi de Edinburgh, per terre et lapidis traditionem pure et simpliciter resignauit ac sursum dedit: Quaquidem resignacione sic facta et habita, idem prefatus balliuus sasinam hereditariam, statum et possessionem de predicta terra cum pertinenciis venerabili in Christo patri et domino, domino Dauid diuina prouidencia abbati de Cambuskynneth et conuentui eiusdem per huiusmodi terre et lapidis traditionem tradidit et exhibuit hereditarie, secundum tenorem carte ipsis superinde confecte: De et

EDINBURGH. super quibus omnibus et singulis predictus venerabilis in Christo pater a me notario publico subscripto sibi fieri petiit publicum instrumentum: Acta et facta erant hec super solum dicte terre, hora tercia post merediem vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra; presentibus ibidem prouidis et honestis viris Willelmo Libertoune de eodem, Lanceloto Abirnethy, Henrico Libertoune, Johanne Libertoune, domino Dauid Gray, Johanne Seytoune, Andrea Bell, Thoma Payntoure, Patricio Gray, Roberto Houstoune, Johanne Pyat, Georgeo Wricht et Johanne Dicson, cum multis aliis ad premissa vocatis pariter et rogatis.

Et ego Willelmus Hoppiland presbiter Sanctiandree diocesis, publicus auctoritate imperiali notarius, premissis omnibus et singulis dum, sic ut premittitur, agerentur, dicerentur et fierent, vnacum prenominatis testibus presens personaliter interfui, eaque sic fieri vidi, sciui et audiui, ac in notam sumpsi, ideoque hoc presens publicum instrumentum, manu mea propria scriptum, signoque nomine et subscriptione meis signaui, vnacum sigillo predicti balliui sasinam dantis, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum.

98. Electio confirmari petita a Priore et Capitulo Sancti Andree.

ELECTIO. Venerabilibus viris et discretis priori et capitulo Sanctiandree, Johannes de Carrall prior monasterii de Cambuskynneth et eiusdem loci capitulum, salutem, reuerenciam et honorem: Defuncto bone memorie domino Johanne quondam abbate monasterii nostri predicti quintodecimo die mensis Marcii anno Domini millesimo tricentesimo tricesimo quinto, et ipsius corpore cum reuerencia decimo nono die mensis predicti anni eiusdem ecclesiastice tradito sepulture, ne ipsum monasterium nostrum viduitatis sue incommoda diucius deploraret, fuit a nobis presentibus super hoc in capitulo nostro specialiter congregatis vicesimus quartus dies Aprilis anni, etc., tricesimi sexti cum continuatione

ELECTIO

dierum sequentium, concorditer assignatus ad electionem futuri abbatis celebrandum, legitime interim citatis absentibus ad capitulum nostrum, et conuenientibus ibidem omnibus in termino nobis ad eligendum prefixo qui debuerant, voluerunt et potuerunt commode interesse, qua die aduenient, post missam de Sancto Spiritu hora debita celebratam, campana pulsata ad capitulum, vt moris est, interdictis exclusis et excommunicatis, inuocata Spiritus Sancti gratia, placuit nobis omnibus et singulis, nullo contradicente, per viam Sancti Spiritus ipsi monasterio nostro abbatem eligere; vnde nos omnes et singuli vnanimiter, sine quacunque contradictione, fratrem Johannem de Kincardyn, canonicum nostrum, ordinis nostri professum, virum prouidum et discretum in temporalibus et spiritualibus plurimum circumspectum, de legitimo matrimonio procreatum, in sacerdotio, et legitima etate constitutum, bona vita et conuersatione honesta, multipliciter commendatum, elegimus in nostrum et monasterii nostri abbatem: qua electione sic facta, et Te Deum laudamus alta voce canentes, eundem electum nostrum ad magnum altare ecclesie nostre, vt moris est, deportauimus, ac ipsam electionem sic de ipso factam, per dictum priorem nostrum statim clero et populo fecimus publicari, cui electioni, dictus Johannes sic electus, in presencia magistri Stephani de Sanctoandrea officialis curie archidiaconi Sanctiandree, ad hoc specialiter vocati, ad magnam nostrarum precum instanciam, infra tempus a jure statutum, licet cum magna difficultate consensit: quocirca discretioni vestre reverende supplicamus humiliter et devote, quatenus dictam electionem tam concordem et de persona ydonea taliter celebratam, auctoritate vestra, ad quos sede vacante spectat electionis confirmatio, confirmare velitis, et eidem electo nostro literas vestras dimissorias concedere, vt a quocunque episcopo catholico infra regnum Scotie officium suum exercente, munus benedictionis sibi possit impartiri, vt vestra sibi auctoritate confirmatus, et de catholico episcopo benedictus, auctore Domino, nobis et monasterio nostro

ELECTIO.

quod quotidie, propter defectum presidentis, vt temporalibus et spiritualibus non modicum patitur detrimentum velut pastor bonus preesse valeat et prodesse, et vt vestra discretio cognoscat euidencius electionem ipsam sibi concorditer celebratam, et nos omnes in petitione huiusmodi existere unanimos et concordes, et predictum electum electioni de se facte modo quo predicitur consensisse, huius electionis nostre decretum vobis transmittimus sigillo communi capituli nostri et sigillo predicti magistri Stephani officialis archidiaconi Sanctiandree roboratum. Datum in capitulo nostro, dicto vicesimo quinto die Aprilis anno, etc., tricesimo sexto.

99. Donatio Ecclesie de Forteuit.

FORTEUIT.

Willelmus Dei [gracia] rex Scotorum, vniuersis probis hominibus totius terre sue, cunctisque catholice matris ecclesie filiis, salutem : Sciant clerici et laici, me in liberam elemosinam dedisse et presenti carta mea confirmasse Richardo de Striueling capellano meo, ecclesiam de Fortheuiet, cum decimis et oblationibus, et cum omnibus aliis rebus et rectitudinibus ad illam pertinentibus, que scilicet mei juris et donationis mee sunt : Tenendam et possidendam ita libere et quiete sicut alique ecclesie dominiorum meorum in Scotia liberius et quietius tenentur et possidentur; testibus Engelramo electo de Glasgu, Waltero filio Alani, dapifero, M. archidiacono, Roberto capellano regis, Willelmo capellano cancellarii, Ricardo clerico de Bedefort, apud Perth.

100. Donatio Ecclesie de Forteuieth.

Willelmus Dei gracia rex Scotorum, episcopis, abbatibus, comitibus, baronibus, iusticiariis, vicecomitibus, prepositis, ministris, et omnibus probis hominibus suis, clericis et laicis, salutem : Sciant presentes et posteri, me concessisse et dedisse, et hac mea carta confirmasse Deo et ecclesie Sancte Marie de Striueling, [et] canonicis ibidem Deo seruientibus, in liberam et per-

Donatio quatuor acrarum ter
re in Fortevint per regem Willm

Willelmus dei gratia Rex Scoto
rum epis abbatibus comitibus baronibus
Justic vicecomitibus prepositis ministris et
omnibus probis hominibus totius terre sue Clericis
et laicis salutem Sciant presentes et futuri me dedisse et con
cessisse et hac carta mea confirmasse Deo et ecclesie sancte
marie de Strivelin et canonicis Ibidem deo servientibus
quatuor acras terre in Forthevint ad unum tostum et crofta
ad edificia sua facienda Tenendas eis in liberam et perpe
tuam elemosinam Ita libere et quiete plenarie et hono
rifice sicut alias elemosinas suas liberius quietius ple
nius et honorificentius tenent Testibus hugone epo sanc
tiandree comite de Dunec justic G comite de Strathern
Alano dapifero Gervaso Avenell Waltero de Ber camerario
Ranulfo de Sol W de Lastelis roberto de Luut Apud Perth

petuam elemosinam, ecclesiam de Forteuiet, post obitum Ricardi sacerdotis, cum omnibus iustis pertinenciis suis, cum capellis et terris et decimis, cum omnibus asiamentis ad eandem ecclesiam iuste pertinentibus, in excambium decimarum, placitorum et lucrorum meorum de Striueling et de Striueling schiria, et de Calanthir, pro anima regis Dauid aui mei, et Henrici patris mei, et M[alcolmi] fratris mei, et ceterorum antecessorum et successorum meorum, ita libere et quiete, plenarie et honorifice, sicut ceteras elemosinas suas liberius et quietius, plenius et honorificentius tenent et possident; testibus Willelmo (Waltero) de Bidun, cancellario, Waltero filio Alani, dapifero, Roberto Auenell, Willelmo filio Thoroldi, Petro de Striuiling, Radulfo de Camera, Ricardo filio Hugonis, Magistro Johanne de Houeden, Rogero clerico, Waltero clerico, Richardo clerico, Magistro Turpino, Symone de Liberatione, apud Striueling. FORTEUIT.

101. Donatio quatuor acrarum terre in Forteuiet per regem Willelmum.

Wilelmus Dei gracia Rex Scotorum, episcopis, abbatibus, comitibus, baronibus, justiciariis, vicecomitibus, prepositis, ministris, et omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciant presentes et futuri me dedisse et concessisse, et hac carta mea confirmasse, Deo et ecclesie Sancte Marie et Striueling, et canonicis ibidem Deo seruientibus, quatuor acras terre in Fortheuiet, et vnum toftum et croftum ad edificia sua facienda: Tenendas eis in liberam et perpetuam elemosinam ita libere et quiete, plenarie et honorifice, sicut alias elemosinas suas liberius, quietius, plenius et honorificentius tenent; testibus, Hugone episcopo Sanctiandree, comite Dunecano iusticiario, G[ilberto] comite de Strathern, Alano dapifero, Geruasio Auenell, Waltero de Werk (Berkeley) camerario, Ranulpho de Soules, W[illelmo] de Lascelis, Roberto de Wilton, apud Perth.

102. Nova obligatio Dominorum Abbatis et Conuentus Monasterii de Dunfermeling super solutione annue pensionis unius celdre farrine auenatice de Polmais Regis.

FARINA

Pateat uniuersis per presentes, nos, Willelmum permissione dominica abbatem monasterii de Dunfermeling, et eiusdem loci conuentum, ordinis beati Benedicti, Sanctiandree diocesis, firmiter teneri, et per presentes fideliter obligari, venerabilibus et religiosis viris, abbati et conuentui monasterii de Cambuskynneth, ordinis beati Augustini, diocesis supradicte, de vna celdra farrine auenatice placabilis ratione cuiusdam annue pensionis quam eiis persoluere debemus singulis annis, prout in literis auctenticis inde confectis plenius continetur, soluendo eisdem abbati et conuentui de Cambuskynneth annuatim, in dicto suo monasterio, vel in loco qui dicitur Polmais Regis, in parrochia ecclesie de Kirktoune prope Striueling, infra quindecim dies proximo et immediate numerandos a die Penthecostes ; itaque nos nunciabimus seu nunciari faciemus dictis abbati et conuentui de Cambuskynneth quo die infra predictos quindecim dies parati sumus soluere, et si casu aliquo nos uel ipsos impediri contigerit quominus die nominato fiat solutio, hoc non obstante, alio die infra eosdem quindecim dies nichilominus satisfiat : ad cuiusquidem celdre farine solutionem dictis abbati et conuentui de Cambuskynneth bene et fideliter sine dolo et fraude, cauillatione, vel ulteriori dilatione in terminis et locis suprascriptis faciendam, fatemur nos et successores nostros bona fide obligatos : In cuius rei testimonium sigillum commune capituli nostri presentibus est appensum, apud monasterium antedictum, anno Domini millesimo quadringentesimo vicesimo secundo.

103. Novum Instrumentum super solutione farine de Polmais Regis.

In Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Domini millesimo quadringentesimo vicesimo secundo,

mensis vero Maii die vicesimo tertio, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Martini diuina prouidencia pape quinti, anno sexto, in mei notarii publici et testium subscriptorum presencia personaliter constituti erant venerabiles et religiosi viri, W[illelmus] permissione diuina abbas monasterii de Dunfermeling, et eum eo prior, claustralis, pluresque de eius conuentu, ordinis beati Benedicti, Sanctiandree diocesis, necnon et Patricius eadem permissione abbas monasterii de Cambuskynneth, ordinis beati Augustini, predicte diocesis : Post multa hinc inde locuta super arreragiis quatuor celdrarum farine auenatice, ratione pensionis annue in qua dictus dominus abbas de Cambuskynneth prefatos abbatem et conuentum de Dunfermeling asserebat sibi et monasterio suo teneri, et firmiter obligari de quatuor terminis tunc transactis, tandem ad instanciam ipsorum abbatis et conuentus de Dunfermeling sic extitit concordatum quod, videlicet, idem abbas et conuentus de Dunfermeling de dicta summa farine duas celdras infra quindecem dies immediate sequentes terminum Penthecostes anno Domini millesimo quadringentesimo vicesimo tertio, vnacum celdra farine ratione pensionis tunc annuatim concurrentis, et reliquas duas celdras dicte summe, vnacum celdra alia similiter annuatim concurrente, infra quindecim dies immediate sequentes terminum Penthecostes proximo inde aduenientem, plenarie persoluent et satisfacient cum effectu. Prefati insuper abbas et conuentus de Dunfermling quatuor marcas vsualis monete Scotie pro vna celdra farine auenatice ratione predicte pensionis summe debite de termino proximo post datam presentis instrumenti infra quindecem dies immediate sequentes eundem terminum, predictis abbati et conuentui de Cambuskynneth persoluent, sine fraude vel dolo aliquali : ad quasquidem solutiones tam quatuor celdrarum de dictis arreragiis, vnacum pensione annuatim concurrentes, prefati abbas et conuentus de Dunfermeling suas literas obligatorias patentes, sigillo suo communi sigillatas, vnacum alia litera obligatoria in bona et competenti forma

FARINA.

FARINA

dicto sigillo munita, ad soluendum prefatam pensionem annuam singulis annis futuris infra quindecim dies immediate sequentes terminum Pentecostes, exhibere et sponte tradere promiserunt. Super quibus omnibus et singulis, prefatus dominus abbas de Cambuskynneth petiit a me notario publico sibi fieri publicum instrumentum. Acta fuerunt hec in domo capitulari de Dunfermeling, hora quasi octaua post merediem, anno, die, mense, indictione et pontificatu prenotatis, presentibus honorabilibus viris, Dauid Stewart domino de Hartschaw, Johanne Brus domino de Clacmanan, Alexandro Thayne domino de Fordaill, Willelmo Walwod, Johanne Comyn, et multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Johannes Gudeswane clericus Sanctiandree diocesis, publicus imperiali auctoritate notarius, omnia suprascripta vidi et audiui, in notam recepi et publicaui, et hoc presens publicum instrumentum feci, propriaque manu scripsi hicque me subscripsi, signoque meo solito signaui, requisitus et rogatus in fidem et testimonium omnium premissorum: approbo me interlineasse hoc verbum erant in quarta linea.

104. Carta de Fuleche.

FULECHE.

Sciant omnes tam presentes quam futuri quod ego Malcolmus, filius Malcolmi filii Rogeri, consilio et assensu parentum et amicorum meorum, pro salute anime mee et antecessorum meorum, concessi atque hac presenti mea carta confirmaui donationem quam auus meus Rogerus et pater meus Malcolmus fecerunt Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus, scilicet, totam terram penes occidentalem partem adiacentem magne vie quadrigarum abbatis que tendit vsque ad prata burgensium, et ita vsque ad aquam de Forth, et sic contra aquam de Forth descendentem vsque in quendam riuum qui vocatur Fuleche descendentem in Forth, et sic contra cursum de Fuleche vsque in quendam paruum sicum ab oriente

descendentem in Fulech, et tunc penes orientem vsque ad quamdam petram, deinde vero penes australem plagam vsque ad alteram petram, et deinceps penes orientem vsque ad terciam petram, et ita in prenominatam magnam viam quadrigarum abbatis: Tenendam et possidendam in puram et perpetuam elemosinam, adeo libere et honorifice ab omni exactione sicut aliqua elemosina in toto regno Scotie liberius et quietius tenetur vel possidetur; huius itaque perambulatio terre et sasina facta fuit coram domino Henrico archidiacono Dunkeldensi et Henrico de Lambertoune constabulario de Striueling, et coram multis burgensibus de Striueling, sine fraude et malo ingenio: Vt ergo huius elemosine iam dicte donatio rata sit et stabilis et nullatenus possit infringi per me vel per aliquem heredum meorum, illam confirmaui meo iureiurando, et fide mea quam dedi in manu domini abbatis de Cambuskynneth, qui michi sui gracia, consilio et assensu conuentus domus perpetuam concessit fraternitatem, quoniam vero sigillum proprium non habui cartam istam munimine sigilli domini Alexandri filii Willelmi filii Thoraldi et munimine sigilli domini Willelmi Rede de Camera roboraui; hiis testibus, magistro Henrico archidiacono Dunkeldensi, magistro Roberto, magistro Alexandro de Sterling, Alexandro vicecomite de Striueling, Willelmo de Camera, Henrico de Lambertoune, Willelmo preposito, Roberto Cambroun, Adam filio Regneri, Willelmo filio Jacobi, Johanne fratre suo, Waltero fratre prepositi, Andrea filio prepositi, Hugone et Ricardo et W de Warwyc, W de Collyne Baldiueno clerico, et multis aliis. FULECHE

105. Compositio inter nos et Abbatem de Cupro de ecclesia de Glenyleff.

Vniuersis sancte matris ecclesie filiis presentes litteras visuris vel audituris, Fargusius miseratione diuina Abbas de Cambuskynneth et eiusdem loci conuentus humilis, salutem in Domino sempiternam: Vniuersitati vestre notum GLENILEF

GLENILEF

facimus, quod cum ius patronatus ecclesie de Glenilef, cum terris et aliis omnibus rectitudinibus ad ipsam ecclesiam de Glenilef spectantibus, per inclite memorie dominum Willelmum dudum regem Scotorum illustrem monasterio de Cambuskynneth, et canonicis ibidem Deo seruientibus, in liberam et perpetuam elemosinam, caritatis intuitu, fuerit collatum, et deinde per venerabilem in Cristo patrem, dominum Gregorium bone memorie episcopum Brechinensem ipsius loci diocesanum, pensio annua decem librarum sterlingorum in ipsa ecclesia monasterio nostro predicto et nobis fuerit assignata, fueritque in solutione seu prestatione ipsius pensionis iam per aliquos annos cessatum, non sine dampno nostro et monasterii nostri memorati, tandem per consilium et ordinationem amicorum communium, assensu eciam venerabilis in Cristo patris domini Johannis Dei gracia tunc Brechinensis ecclesie episcopi accedente, vtilitatem et quietem monasterii nostri predicti et etiam monasterii de Cupro in Angus, cui dicta ecclesia de Glenilef est vicina, affectancium, quorum consilium et ordinationem approbamus et suscepimus, predictum ius patronatus cum terris et aliis omnibus rectitudinibus ad prefatam ecclesiam de Glenileff spectantibus, et omne ius quod in premissis habuimus vel occasione ipsorum habere potuimus, sponte et pure eisdem Abbati et Conuentui de Cupro concessimus et plene transtulimus in eosdem ; salua tamen monasterio nostro predicto et nobis annua pensione decem librarum in ecclesia ipsa de Glenileff, ad cuiuscunque seu quorumcunque manus deueniat in posterum, per predictos abbatem et conuentum de Cupro, eorum sumptibus et periculo, nobis seu nostro procuratori in domo fratrum predicatorum de Perth singulis annis ad duos anni terminos, videlicet, medietatem ad festum Penthecostes et aliam medietatem ad festum Sancti Martini in hieme integre et sine dilatione seu excusatione persoluenda, primo termino solutionis incipiente in festo Penthecostes proximo futuro ; hoc inter predictos abbates et eorum conuentus specialiter acto et conuento, quod si contingat predictos abbatem et conuentum de Cupro in solutione predicte pensionis

dictis terminis seu eorum aliquo, ex causa manifesta et euidenti non impeditos, GLENILEF
vltra octo dies, quod absit, deficere, obligant se et omnia bona sua, presencia et futura, mobilia et inmobilia, ad ministrandum seu inueniendum procuratori predictorum abbatis et conuentus de Cambuskynneth expensas sufficientes pro tempore quo ipsam solutionem eum contigerit expectare, et nichilominus ad soluendum singulis septimanis quibus ipsos in solutione alicuius termini cessare contigerit fabrice ecclesie Dunblanensis dimediam marcam nomine pene, supponentes se quantum ad hoc iurisdictioni seu cohertioni domini episcopi Dunblanensis, renunciantes in hoc facto omnibus priuilegiis ordini Cisterciensi seu abbati et conuentui de Cupro concessis vel in posterum concedendis per que presens conuentio infirmari poterit in futurum : In quorum omnium testimonium seu probationem parti huius scripti in modum cirographi confecti penes abbatem et conuentum de Cupro remanenti sigillum commune capituli de Cambuskynneth, vnacum sigillis venerabilium patrum domini Johannis Dei gracia Brechinensis episcopi supradicti et domini Nicholai eadem gracia Dunblanensis episcopi, est appensum, parti vero penes prefatos abbatem et conuentum de Cambuskynneth remanenti sigillum commune monasterii de Cupro, vnacum sigillis predictorum dominorum Brechinensis et Dunblanensis episcoporum est appositum : actum, conuentum et datum apud Sanctum Andream, duodecimo die mensis Septembris anno ab Incarnatione Domini millesimo tricentesimo vndecimo.

106. Glenileiff ecclesie pensionis soluende firmitas.

Pateat vniuersis per presentes nos, fratrem Willelmum permissione diuina abbatem monasterii de Cupro, cum consensu et assensu eiusdem loci conuentus, teneri et firmiter ac fideliter obligari venerabilibus et religiosis viris domino abbati et conuentui monasterii de Cambuskynneth ad soluendum eisdem domino abbati et conuentui, quamdiu abbaciatus officium dicti monasterii de

GLENILEF

Cupro nos exercere contingat, decem libras bone, legalis et vsualis monete Scotie ad duos anni terminos, videlicet, medietatem ad festum Penthecostes et aliam medietatem ad festum Sancti Martini in hieme, in domo fratrum predicatorum de Perth, sine fraude et dolo, cauillatione seu excusatione quacunque, pro annua pensione nostre ecclesie de Glenileiff sibi annuatim per nos debita, siue dicta ecclesia de Glenileiff sterilis fuerit fructibus siue fertilis, termino quidem prime solutionis eiusdem incipiente ad festum Sancti Martini proxime sequens datam presencium, prima vero et antiqua conuencione inter nos et prefatos dominum abbatem et conuentum de Cambuskynneth penes antedictam pensionem ecclesie nostre de Glenileiff annuatim eisdem debitam in omnibus et per omnia nichilominus in suo robore perpetuis temporibus duratura; ad quodquidem firmiter faciendum, agendum et vt premittitur fideliter perimplendum, obligamus nos ac omnia bona nostra, mobilia et immobilia, ecclesiastica et mundana, vbicunque fuerint inuenta, fore distringenda, namanda, capienda et abducenda, et ad voluntatem dictorum abbatis et conuentus de Cambuskynneth vel eorum procuratoris, si necesse fuerit, vendenda, sine licencia alicuius ministri canonis et ciuilis, quousque tam de dampnis, laboribus et expensis si que, quos vel quas, sustinuerint vel sustinuerit, fecerint vel fecerit, ob defectum solutionis dictarum decim librarum ad dictos terminos et locum minime solutarum, quam de dicta annua pensione plenarie et integre ac pacifice et sine litis strepitu totaliter fuerit satisfactum, nullo proponendo in contrarium obstante: In cuius rei testimonium sigillum commune monasterii nostri supradicti presentibus est appensum, apud monasterium nostrum memoratum, sexto decimo die mensis Septembris anno Domini millesimo quadringentesimo quinto; hiis testibus, nobilibus viris dominis Dauid Flemyng domino de Bigar, Willelmo de Dalzell, Johanne de Dalzell, Johanne de Cranstoun, Johanne de Chattow, militibus, Johanne de Vchiltre armigero, et multis aliis.

107. Quittancia de Glenyleff.

GLENILEF

Pateat vniuersis per presentes nos, Patricium permissione diuina abbatem monasterii de Cambuskynneth, recepisse per manus reuerendorum religiosorum dominorum, abbatis et conuentus monasterii de Cupro in Angusia, decem libras monete Scotie nobis debitas per eosdem de annua pensione nostra ecclesie sue de Glenileiff, de terminis Penthecostes et Sancti Martini in hieme vltimo transacto, de qua quidem summa contenti, prefatos religiosos et omnes sibi pertinentes imperpetuum quietamus: In cuius rei testimonium sigillum nostrum rotundum presentibus est affixum, apud dictum nostrum monasterium, duodecimo die mensis Februarii anno Domini millesimo quadringentesimo tercio decimo.

108. Hospitalis Sancti Jacobi sasine preceptum.

Robertus Dei gracia rex Scotorum vicecomiti et balliuis suis de Striueling, salutem: Quia concessimus per cartam Deo et beate Marie virgini ac canonicis in monasterio de Cambuskynneth ibidem Deo seruientibus et imperpetuum seruituris hospitale beati Jacobi ad finem platee pontis de Striueling infra balliam vestram, cum omnibus et singulis terris ac possessionibus suis, tam sub terra quam supra terram, mandamus vobis et precipimus quatenus eisdem canonicis, vel eorum certo attornato latori presencium, sasinam dicti hospitalis cum pertinenciis iuste liberari faciatis et sine dilatione, secundum tenorem dicte carte nostre quam inde habent; saluo Johanni Palmer qui dictam plateam a longo tempore sustinuit vsufructu terrarum dicti hospitalis in recompensationem expensarum suarum pro toto tempore vite sue, et hoc nullo modo omittatis; teste meipso, apud castrum nostrum de Rothesay, decimo die mensis Marcii anno regni nostri tercio decimo.

109. De ecclesia de Kirketon prima donatio Willelmo primo abbati de Cambuskynneth.

KIRKETON. Frater Robertus, prior ecclesie Sanctiandree et totius conuentus eiusdem ecclesie, omnibus sancte matris ecclesie filiis in Domino, salutem : Noscant tam posteri quam presentes dominum Robertum episcopum Sanctiandree concessisse abbacie de Strieling et Willelmo primo abbati eiusdem abbacie et successoribus suis ecclesiam de Egles: Tenendam de episcopo Sanctiandree et successoribus suis in perpetuam elimosinam, consilio et concessione capituli nostri et totius synodi, ita quod debitam reuerenciam exhibeant ecclesie Sanctiandree, etc., et episcopo eiusdem loci : Valete.

110. Donatio terre de Kirketon per Dauid episcopum Sanctiandree.

Dauid permissione diuina ecclesie Sanctiandree minister humilis, omnibus Christi fidelibus presens scriptum visuris vel audituris, eternam in Domino salutem: Nouerit vniuersitas vestra nos dedisse, concessisse et hac carta nostra confirmasse Deo et ecclesie Sancti Niniani de Kirketoun, nomine dotis, terram illam que iacet prope dictam ecclesiam in parte aquilonari, inter magnam stratam que se extendit de Strieling vsque Kirketoun et semitam que procedit de illa magna strata et se extendit usque domos episcopi sitas iuxta predictam ecclesiam ; quare volumus vt predicta ecclesia habeat et possideat dictam terram adeo libere et quiete ab omni seculari exactione sicut aliqua elemosina in tota diocese nostra ab aliquibus tenetur liberius vel quiecius possidetur : In cuius rei testimonium presenti scripto sigillum nostrum apponi fecimus ; hiis testibus, magistro Hugone de Meleburne, Alexandro de Sancto Martino, Willelmo de Mortuomari, A de Malcarnes, Hugone de Strieling, Rogero de Sulebi, Gilberto clerico, et aliis ; datum apud Inchemathach anno gracie millesimo ducentesimo quadragesimo secundo, die translationis sancti Thome martiris.

111. INSTITUTIO VICARIE ECCLESIE DE KIRKELOUN.

KIRKLION

OMNIBUS has literas visuris vel audituris, decanus Christianitatis de Linlithqw, salutem in Domino sempiternam: Cum nobis a venerabili in Cristo patre, domino Willelmo Dei gracia Sanctiandree episcopo, per litteras suas patentes fuerat precipiendo mandatum vt, cum nobis constaret discretum virum magistrum Willelmum de Foulis tunc temporis perpetuum vicarium ecclesie de Kirkis decessisse vel dicte sue vicarie sponte sua cessisse, reuerendum patrem in Cristo dominum P[atricium] Dei gracia abbatem de Cambuskynneth, nomine suo et conuentus sui, quibus dictus reuerendus pater dominus Sancti Andree episcopus dictam ecclesiam de Kirkis cum omni iuris plenitudine et fructus omnes et singulos ad dictam ecclesiam pertinentes seu quoquomodo pertinere valentes percipiendos et in vsus suos proprios pro voluntatis sue arbitrio conuertendos potestate concessa, in dicta ecclesia institueremus, inductumque auctoritate ordinaria defenderemus; constetque nobis per litteras dicti magistri Willelmi sigillo suo, vnacum sigillis dicti reuerendi in Christo patris domini P[atricii] Dei gracia abbatis de Cambuskynneth et magistri Nicholai de Balmyll dicti de Sanctoandrea, signatas, dictum magistrum W[illelmum] dicte sue quondam vicarie sponte sua renunciasse, nos iuxta formam mandati nobis directi, dictum reuerendum patrem dominum P[atricium] Dei gracia abbatem de Cambuskynneth, nomine suo et conuentus sui, in dicta ecclesia de Kirkis cum omni iure ad dictam ecclesiam pertinente plenitudine vt premissum est instituimus et in corporalem possessionem quietam et vacantem eundem induximus; precipientes sub pena canonica ne quis eundem in dicte ecclesie possessionem nomine quo supra inductum inquietare aut quoquomodo perturbare presumat: In cuius rei testimonium sigillum nostrum presentibus litteris est appensum; datum apud Cambuskynneth, die dominica in crastino sancti Barnabe apostoli anno gracie millesimo ducentesimo nonagesimo quinto.

112. Confirmatio Richardi episcopi ecclesie de Eggles.

KIRKETON. Richardus Dei gracia ecclesie Sanctiandree humilis minister, vniuersis sancte matris ecclesie filiis, salutem : Sciant tam posteri quam presentes nos concessisse et munimine presentis scripti confirmasse ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus ecclesiam de Egglis, tam in capellis et decimis quam in ceteris ecclesiasticis beneficiis, in perpetuam elemosinam : Tenendam adeo libere et quiete et honorifice sicut predicta ecclesia eam possedit liberius et quietius et honorificentius tempore Dauid regis bone memorie et Roberti episcopi et episcopi Arnaldi antecessorum nostrorum, saluo iure episcopali ; hiis testibus, Willelmo abbate de Sancta Cruce, Auilso decano, Roberto fratre episcopi, Roberto canonico de Sanctoandrea, Roberto filio Seulfi, Alexandro capellano, magistro Harberto, magistro Abrahamo.

113. Donatio ecclesie de Kirketoun.

Wilelmus rex Scotorum, omnibus probis hominibus tocius regni sui, salutem : Sciatis me concessisse et hac carta mea confirmasse Deo et ecclesie sancte Marie de Striueling et canonicis ibidem Deo seruientibus ecclesiam de Egglis, tam in capellis et decimis quam in ceteris ecclesiasticis beneficiis, in perpetuam elemosinam : Tenendam adeo libere et quiete et honorifice sicut carta Richardi episcopi Sanctiandree eis donat et concedit, et villam de Egglis cum suis rectis diuisis, in bosco et plano et pascuis et omnibus iustis pertinenciis, sicut carta episcopi eis donat et concedit ; testibus, Richardo cancellario, Dauid Olifardo, Philippo de Valoniis camerario, Roberto de Quinci, apud Kingorne.

114. Coadunatio vicarie de Kirketoun cum rectoria.

Vniuersis sancte matris ecclesie filiis ad quos presentes littere peruenerint, Willelmus miseratione diuina ecclesie Sanctiandree minister humilis, salutem

KIRKETOUN

et benedictionem diuinam : Pastoralis officii dece tsolicitudinem gregis sibi commissi statum et merita diligenter inquirere, vt, benemeritos affectione paterna fouendo, errantes sue correctionis occasionem possint assumere : Nos igitur, statu monasterii de Cambuskynneth nostre diocesis diligenter perquisito, inuenientes dictum monasterium vltra quam deceret subuentione bonorum temporalium indigere, statum dicti monasterii, prout possumus, dignum duximus releuandum, vt, dicto monasterio per bona temporalia releuato, cultus diuinus ibidem suscipere valeat incrementum ; Volumus igitur et de gratia nostra speciali fauorabiliter ordinamus vt abbas et conuentus monasterii prelibati omnes fructus, oblationes, et obuentiones ad ecclesiam de Kirketoun nostre diocesis pertinentes seu quoquomodo pertinere valentes, cuius ecclesie sola rectoria ad dictum monasterium vsque ad hec tempora pertinebat, integre et plene percipiant et in vsus suos pro suo arbitrio conuertant, et dicte ecclesie per ydoneos capellanos quos eligere voluerint honeste, prout loci qualitas et salus animarum exposcit, faciant deseruiri : Volumus autem vt si opus fuerit et dictis abbati et conuentui vtile visum fuerit, huic nostre concessioni aliquid addere vel detrahere quod dicti monasterii commodum respiciat aut quietem, vel si in nouam formam penitus eam voluerint immutare, quod nostri sigilli munimine sine difficultate aliqua hec nostra gracia seu ordinatio roboretur : In cuius rei testimonium has litteras nostras patentes per quas dictam ecclesiam de Kirketoun, seu fructus, oblationes et obuentiones predicte ecclesie dicto monasterio integre et plene conferimus, sepedictis abbati et conuentui tradidimus patentes : Datum apud Falkland, decimo septimo kalendas Junii anno ab Incarnatione Domini millesimo ducentesimo nonagesimo quinto ; salua nobis et successoribus nostris canonica obediencia.

115. De institutione ecclesie de Kirketon.

KIRKETOUN.

Willelmus permissione diuina Sanctiandree episcopus, dilecto sibi in Cristo decano Cristianitatis de Linlithqw, salutem cum benedictione diuina: Mandamus vobis sub pena canonica, quatenus cum vobis constiterit magistrum Willelmum de Foulis vicarium ecclesie de Kirkis decessisse vel vicarie predicte ecclesie sponte sua cessisse, religiosum virum abbatem de Cambuskynneth, nomine suo et conuentus ipsius monasterii, quibus fructus, oblationes, et obuentiones ad dictam ecclesiam pertinentes seu quoquomodo pertinere valentes integre et plene percipiendos et in vsus suos proprios conuertendos de gracia nostra speciali concessimus, in forma prescripta instituatis, in possessionem corporalem eiusdem ecclesie nomine quo supra inducentes eundem, institutumque et inductum auctoritate nostra canonice defendatis; presentibus penes dictos abbatem et conuentum perpetuo remansuris: In cuius rei testimonium has literas nostras vobis mittimus patentes, sigillo nostro signatas: Datum apud Falkland, decimo septimo kalendas Junii anno ab Incarnatione Domini millesimo ducentesimo nonagesimo quinto.

116. Coadunatio ecclesie de Kirketoun rectorie cum vicaria.

Vniuersis sancte matris ecclesie filiis ad quos presentes littere peruenerint, Willelmus de Lambertoun miseratione diuina Sanctiandree episcopus, salutem in Domino: Noueritis nos litteras bone memorie domini Willelmi Fraser predecessoris nostri inspexisse, non cancellatas non abolitas nec in aliqua sui parte viciatas, sigillo suo autentico signatas, in forma que sequitur inspexisse: Vniuersis sancte matris ecclesie filiis ad quos presentes littere peruenerint, Willelmus miseratione diuina ecclesie Sanctiandree minister humilis, salutem, gratiam et benedictionem diuinam: Pastoralis officii decet solicitudinem gregis sibi commissi statum et merita diligenter perquirere, vt sic intime subiectorum suorum wltus agnoscens, que singulorum saluti et quieti oportuna nouerit

KIRKETOUN

tanquam dispensator domus Domini prouidus singulis caute valeat ministrare; cum igitur occasione vicarie ecclesie de Kirketoun prope Striueling, nostre diocesis, religiosi viri abbas et conuentus monasterii de Cambuskynneth, ad quos dicte ecclesie rectoria noscitur pertinere, iam frequenter contra vicarios dicte ecclesie ad eorum presentationem per nos institutos labores sustinuerunt et in eorum detrimentum et grauamen expensas fecerunt litigando, nos, statu dicti monasterii, prout ex iniuncto nobis incumbit officio, diligencias perquisito, dictum monasterium, vltra quam status eiusdem et personarum ibidem Deo famulancium merita requirebant, bonorum temporalium subuentione inuenimus indigere, vnde nos statum dicti monasterii aliqualiter releuare cupientes vicariam dicte ecclesie cum rectoria eiusdem coadunauimus, et dictis abbati et conuentui de gracia nostra speciali dispensando cum eisdem caritatiue, de vnanimi consensu et assensu capituli nostri, tractatu frequenti ac diligenti super hoc prius habito, concessimus vt dictam ecclesiam de Kirketoun monasterio suo vicinam, cum omnibus suis pertinenciis, integre et plene habeant et imperpetuum possideant in quiete, fructus omnes et singulos et obuentiones, necnon et decimas tam maiores quam minores ad dictam ecclesiam pertinentes seu quoquomodo pertinere valentes, integre, plene et pacifice percipiant et in vsus suos proprios pro sue voluntatis arbitrio conuertant, vt in hoc ipsorum commoditati pie consulamus pariter et quieti; et quod ipsi dicte ecclesie per duos capellanos ydoneos quos ad hoc assumere voluerint honeste faciant deseruiri; saluis episcopalibus iuribus et archidiaconalibus in omnibus: Volumus eciam quod de procuratione ratione dicte ecclesie nobis debita in dicto monasterio nobis decenter prouideatur, vt eorum expensis et tedio graciose parcamus eciam in hac parte: In cuius rei testimonium has literas, sigillo nostro signatas, per quas dictis abbati et conuentui dictam ecclesiam de Kirketoun pleno iure vt premissum est conferimus, per quas eciam procurationem ratione dicte ecclesie nobis debitam in dicto suo monasterio singulis annis recipere eisdem concedi-

KIRKETOUN. mus, sepedictis abbati et conuentui concedimus patentes : datum apud Falkland, decimo septimo kalendas Junii anno gracie millesimo ducentesimo nonagesimo quinto : Nos igitur collationem dicte ecclesie de Kirketoun predicto monasterio de Cambuskynneth in forma prescripta tam pie quam deuote factam, et quod procurationem ratione visitationis ipsius ecclesie de Kirketoun nobis debitam in ipso monasterio recipere debuimus, in omnibus predictis articulis approbamus, acceptamus, ratificamus et tenore presencium confirmamus ; et si quid in predicta collatione omissum forsan fuerit quominus perpetuam habere potuit firmitatem, hoc pontificali auctoritate nostra in omnibus plene suplentes, dicte collationi pro nobis et successoribus nostris perpetuam tribuimus firmitatem : In cuius rei testimonium presens scriptum sigillo nostro autentico fecimus roborari ; Datum apud Sanctumandream, vicesimo quinto die mensis Decembris anno gracie millesimo tricentesimo.

117. De procurationibus ecclesie de Kirketoun.

Omnibus hoc scriptum visuris vel audituris, Dauid Dei gracia episcopus Sanctiandree, salutem in Domino : Nouerit vniuersitas vestra quod dominus abbas et conuentus de Cambuskynneth non tenentur nobis nisi ad vnicam tantum procurationem per vicarium de Kirketoun faciendam pro matrice ecclesia de Kirketoun et capellis suis, scilicet Dunipas et Larbert, nec volumus eisdem canonicis aliquod preiudicium generari pro eo quod nos anno gracie millesimo ducentesimo quinquagesimo primo cum nostram visitaremus parrochiam, apud capellam de Dunipais caritatiue et non causa procurationis ad supplicationem dicti abbatis et conuentus hospitati fuimus : In cuius rei testimonium presentes literas sigilli nostri appositione fecimus communiri ; Datum apud insulam Murthach, octauo idus Augusti anno gracie millesimo ducentesimo quinquagesimo primo.

118. Compositio inter nos et Dunfermeling super diuersis decimis et de celdra farine de Polmas Regis Kirketoun.

KIRKETOUN.

Uniuersis sancte matris ecclesie filiis literas istas visuris vel audituris, G[uido] de Lundoris et G[ilbertus] de Abirbrothok abbates, et J[ohannes] prior de May, eternam in Domino salutem : Literas domini pape Innocentii tercii suscepimus in hec verba : Innocentius episcopus seruus seruorum Dei, dilectis filiis de Lundoris et de Abirbrothok abbatibus et priori de May, diocesis Sancti Andree, salutem et apostolicam benedictionem : Dilecti filii abbas et conuentus de Dunfermeling sua nobis conquestione monstrarunt quod cum abbas et canonici de Cambuskynneth, diocesis Sanctiandree, eosdem, super quibusdam decimis quas ad ecclesiam suam de Striueling pertinere dicebant, coram venerabili fratre nostro episcopo Dunblanensi et coniudicibus suis delegatis a nobis, traxissent in causam, et ipsi super capella de Donypais auctoritate nostra conuenissent eosdem, tandem venerabili fratre nostro Episcopo Sanctiandree ac collegis ipsius in quos fuit a partibus compromissum interponentibus partes suas inter eos amicabilis compositio interuenit, quam vltra quinquennium obseruatam dicti abbas et canonici de Cambuskynneth nituntur infringere, minus iuste contra iuramentum prestitum temere venientes, ideoque discretioni vestre per apostolica scripta mandamus quatenus compositionem ipsam, sicut sine prauitate prouide facta est et ab vtraque parte sponte recepta, faciatis per censuram ecclesiasticam, apellatione remota, firmiter obseruari : Quod si vero omnes hiis exequendis [non] potueritis interesse, duo vestrum ea nichilominus exequantur, vos denique, filii abbates, super vobis ipsis et credito vobis grege taliter uigilatis, extirpando vicia, et plantando virtutes, vt in nouissimo districti examinis die coram tremendo iudice qui reddet vnicuique secundum opera sua dignam possitis reddere rationem : Datum Lateranensi nono Nouembris pontificatus nostri anno septimo decimo. Harum literarum

KIRKETOUN

auctoritate, partibus in presencia nostra constitutis, ex inspectione instrumentorum autenticorum et assertione partium nobis plenius constitit quod abbas et canonici de Cambuskynneth traxerunt in causam abbatem et monachos de Dunfermeling super quibusdam decimis ad ecclesiam suam de Kirkis vt asserebant spectantibus, scilicet super decimis bladis de terra Roberti Cambron de Siphalne, de terra Hugonis Parcur, de terra Malcolmi seruientis regis, de terra de Kirkis, de Cambusbaroun, de Sceot quam seruientes regis tenent de Buthcadroch, de terra Odonis seruientis regis, de terra Welandi de Pulmais quam Patricius tenet, de terra canonicorum iuxta molendinum, de vna carucata terre de Craghorth, et de alia carucata terre quam Vnspac tenuit, et super decimis piscarie de Forth et molendini de Bannoc. Monachi vero de Dunfermeling vice versa conueniebant abbatem et canonicos de Cambuskynneth eadem auctoritate super capella de Donipas et super omnibus decimis de Carnok et Plane et Vtred Banoc, quia vt iidem monachi asserebant omnes decime de dominio domini regis de schira de Striueling ad eos pertinebant. Hec est forma literarum quibus vtebantur canonici contra monachos : INNOCENTIUS episcopus seruus seruorum Dei, venerabili fratri Dunblanensi episcopo et dilectis filiis de Cupro et Scona abbatibus, diocesis Sanctiandree, salutem et apostolicam benedictionem : Querimoniam dilectorum filiorum abbatis et canonicorum de Cambuskynneth accepimus, continentem quod abbas et monachi de Dunfermeling, diocesis Sanctiandree, quasdam decimas ad ecclesiam suam de Eggles pertinentes per violenciam occupatas detinent et reddere contradicunt, alia eis dampna et iniurias irrogando ; ideoque discretioni vestre per apostolica scripta mandamus quatenus, partibus conuocatis, audiatis hinc inde proposita, et quod canonicum fuerit, appellatione postposita, statuatis, facientes quod decreueritis per censuram ecclesiasticam firmiter obseruari ; testes autem qui fuerint nominati, si se gracia, odio vel timore subtraxerint, per eandem discretionem, appellatione remota, cogatis veritati testi-

monium perhibere, nullis literis veritati et iusticie preiudicantibus a sede apostolica impetratis; quod si non omnes hiis exequendis potueritis interesse, tu, frater episcope, cum eorum altero, ea nichilominus exequaris: Datum Lateranensi, kalendas Aprilis pontificatus nostri anno sexto. Hec est forma literarum quibus vtebantur monachi contra canonicos: INNOCENCIUS episcopus seruus seruorum Dei, dilectis filiis priori Sancte Crucis, decano de Tyningham, Sanctiandree diocesis, et magistro Laurentio officiali venerabilis fratris nostri episcopi Sanctiandree, salutem et apostolicam benedictionem: Querelam dilectorum filiorum abbatis et conuentus de Dunfermeling accepimus, continentem quod canonici de Cambuskynneth, diocesis Sanctiandree, capellam de Dunipas et quasdam decimas de Striueling ad eos de iure spectantes contra iustitiam detinent et reddere contradicunt; quia vero nobis non constitit de premissis, discretioni vestre per apostolica scripta mandamus quatenus, vocatis qui fuerint euocandi, audiatis hinc inde proposita et quod canonicum fuerit, appellatione postposita, statuatis, facientes quod decreueritis per censuram ecclesiasticam firmiter obseruari: Testes autem qui nominati fuerint si se gracia, odio vel timore subtraxerint, per eandem censuram, cessante appellatione cogatis veritati testimonium perhibere, nullis literis veritati et justicie preiudicantibus a sede apostolica impetratis; quod si non omnes hiis exequendis poteritis interesse, duo vestrum ea nichilominus exequantur: datum Rome, apud Sanctum Petrum sexto kalendas Nouembris pontificatus nostri anno septimo. Tandem vero post multas altercationes, de assensu parcium, auctoritate domini pape et iudicum delegatorum, Willelmo inclite recordationis tunc temporis rege Scotorum ad pacem inter eos reformandam partes suas interponente, ita amicabiliter conuenit, scilicet, quod abbas et monachi de Dunfermeling pro bono pacis concesserunt abbati et canonicis de Cambuskynneth annuum redditum nouem marcarum imperpetuum assignatum pro arbitrio bonorum virorum in decimis bladi terrarum istarum, scilicet, de Buthcadroch, KIRKEIOUN.

KIRKETOUN.

de Pulmais Elwyn, de Pulmais Weland, de terra Constantini quam Robertus Cambroun tenuit eo tempore, de terra Hugonis Parcur iuxta Fulech, et de crofto suo in parco; monachi eciam similiter pro bono pacis quietum clamauerunt abbati et canonicis de Cambuskynneth omne jus quod dicebant se habere in capella de Dunipas et in decimis superius nominatis; et quia pax, sub predicta forma inter partes prolocuta, non fuit vt decuit in scriptura redacta, nobis de auctoritate mandati apostolici ad pacem perpetuam inter predictos abbates perficiendam et confirmandam diligenter intendentibus, de consilio virorum prudentium inter abbatem et monachos de Dunfermeling ex vna parte et abbatem et canonicos de Cambuskynneth ex alia parte, anno ab incarnatione Domini millesimo ducentesimo decimo quinto, nono kalendas Nouembris, in ecclesia parrochiali de Perth, ita amicabiliter conuenit quod pax inter eos prius prolocuta et formata cum omni integritate seruabitur iuxta quod superius continetur, hoc adiecto, quod dominus abbas et conuentus de Dunfermeling, ad incrementum eorum que prius fuerant assignata abbati et canonicis de Cambuskynneth, dabunt eis annuatim vnam celdram farine auenatice placabilis de decima bladi Polmas Regis infra quindecim dies a die penthecostes numerandos, apud Polmas, ita quod monachi nunciabunt predictis canonicis quo die infra predictos quindecim dies parati sint soluere; et si casu aliquo alterutra pars impedita fuerit quominus die nominato fiat solucio, hoc non obstante, alio die infra eosdem quindecim dies ad mandatum monachorum satisfaciat; et preterea terra illa que dicitur terra canonicorum, iuxta molendinum, quam rex Dauid dedit ad fundationem abbacie de Cambuskynneth, remanebit libera et quieta canonicis de Cambuskynneth, cum omni integritate tam in temporalibus quam in spiritualibus, ita tamen quod non liceat eis in eadem terra neque ecclesiam neque capellam neque oratorium construere: Saluis tam predictis monachis quam canonicis omnibus aliis possessionibus quas die quo facta fuit hec compositio tenuerunt: et vt hec compositio futuris temporibus rata et inconcussa

perseueret, appositione sigillorum nostrorum et appositione sigillorum vtriusque conuentus et aliorum prohorum virorum qui huic compositioni interfuerunt est corroborata. KIRKETOUN.

119. Bulla de Kirketoun vicaria vnita et vnione confirmata.

Gregorius episcopus seruus seruorum Dei, ad perpetuam rei memoriam : Sincere deuotionis affectus quem dilecti filii abbas et conuentus monasterii de Cambuskynneth, ordinis sancti Augustini, Sanctiandree diocesis, ad nos et Romanam gerunt ecclesiam merito nos inducit vt in hiis que digne possunt fieri eis simus oportuno tempore graciosi ; sane petitio pro parte dictorum abbatis et conuentus nobis nuper exhibita continebat quod olim bone memorie Willelmus episcopus Sanctiandree prouide attendens quod dicti abbas et conuentus, qui rectoriam parrochialis ecclesie de Kirketoun prope Striueling dicte diocesis canonice obtinebant, contra vicarios ipsius ecclesie qui fuerunt pro tempore litigando graues expensas fecerant, quodque dictum monasterium pro sustentatione personarum ibidem Domino famulancium subuentione temporalium indigebat, de vnanimi consensu et assensu dilectorum filiorum capituli ecclesie Sanctiandree, tractatu frequenti ac diligenti super hoc prius habito, perpetuam vicariam dicte ecclesie cum rectoria ipsius coadunauit, ac dictis abbati et conuentui concessit vt ipsam ecclesiam de Kirketoun dicto monasterio vicinam cum omnibus suis pertinenciis integre et plene haberent et imperpetuum possiderent in quiete; fructus omnes et singulos et obuentiones, necnon et decimas tam maiores quam minores ad dictam ecclesiam pertinentes seu quoquomodo pertinere valentes, integre, plene et pacifice perciperent et in vsus proprios pro sue voluntatis arbitrio conuerterent, et quod ipsi abbas et conuentus dicte ecclesie per duos capellanos ydoneos quos ad hoc assumere vellent honeste facerent deseruiri, saluis episcopalibus juribus et archidiaconalibus in omnibus, prout in literis autenticis inde confectis, dicti episcopi

KIRKETOUN.

sigillo munitis, quarum tenorem de verbo ad verbum presentibus inseri fecimus, plenius continetur: Quare pro parte dictorum abbatis et conuentus nobis fuit humiliter supplicatum vt, cum ipsi juxta huiusmodi concessionem dictam ecclesiam per quadraginta annos pacifice possederunt et adhuc pacifice possideant de presenti, premissis robur confirmationis adjicere de benignitate apostolica dignaremur, nos itaque huiusmodi supplicationibus inclinati huiusmodi coadunationem et concessionem per dictum episcopum vt premittitur factas iritas habentes et gratas illas dummodo dicti abbas et conuentus prefatam ecclesiam per quadraginta annos pacifice possederunt et adhuc pacifice possideant de presenti, auctoritate apostolica ex certa scientia tenore presencium confirmamus et presentis scripti patrocinio communimus: Tenor autem dictarum literarum talis est: VNIUERSIS sancte matris ecclesie filiis ad quos presentes litere peruenerint, Willelmus miseratione diuina ecclesie Sanctiandree minister humilis, salutem, gratiam et benedictionem diuinam: Pastoralis officii decet solicitudinem gregis sibi commissi statum et merita diligenter perquirere, vt sic intime subiectorum suorum wltus agnoscens que singulorum saluti ac quieti opportuna nouerit tanquam dispensator domus domini prouidus singulis caute valeat ministrare; cum igitur occasione vicarie ecclesie de Kirketoun prope Striuiling, nostre diocesis, religiosi viri abbas et conuentus de Cambuskynneth, ad quos dicte ecclesie rectoria noscitur pertinere, iam frequenter contra vicarios dicte ecclesie ad eorum presentationem per nos institutos labores sustinuerunt et in eorum detrimentum et grauamen expensas fecerunt litigando, nos, statu dicti monasterii, prout ex iniuncto nobis incumbebat officio, diligencius perquisito, dictum monasterium vltra quam status eiusdem et personarum ibidem Deo famulancium merita requirebant bonorum temporalium subuentione inuenimus indigere, vnde nos statum dicti monasterii aliqualiter releuare cupientes, vicariam dicte ecclesie cum rectoria eiusdem coadunauimus, et dictis abbati

et conuentui, de gratia nostra speciali dispensando cum eisdem caritatiue, de vnanimi consensu et assensu capituli nostri, tractatu frequenti ac diligenti super hoc prius habito, concessimus vt dictam ecclesiam de Kirketoun monasterio suo vicinam cum omnibus suis pertinenciis integre et plene habeant et imperpetuum possideant in quiete fructus omnes et singulos et obuentiones, necnon et decimas tam maiores quam minores ad dictam ecclesiam pertinentes seu quoquomodo pertinere valentes, integre, plene et pacifice percipiant et in vsus suos proprios pro sue voluntatis arbitrio conuertant, vt in hoc ipsorum commoditati pie consulamus pariter et quieti; et quod ipsi dicte ecclesie per duos capellanos ydoneos, quos ad hoc assumere voluerint, honeste faciant deseruiri, saluis episcopalibus juribus et archidiaconalibus in omnibus: Volumus eciam quod de procuratione ratione dicte ecclesie nobis debita in dicto monasterio nobis decenter prouideatur, vt eorum expensis et tedio graciose eciam parcamus in hac parte: In cuius rei testimonium has literas nostras, sigillo nostro signatas, per quas dictis abbati et conuentui dictam ecclesiam de Kirketoun pleno iure vt premissum est conferimus, per quas eciam procuracionem ratione dicte ecclesie nobis debitam in dicto suo monasterio singulis annis recipere eisdem concedimus, sepedictis abbati et conuentui concedimus patentes: datum apud Falkland, decimo septimo kalendas Junii anno gracie millesimo ducentesimo nonagesimo quinto: Nulli ergo omnino hominum liceat hanc paginam nostre confirmationis infringere vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum: Datum Auinione, octauo idus Nouembris, pontificatus nostri anno secundo. KIRKETOUN.

120. Cura Sancti Niniani de Kirketoun temporalis et ad nutum.

Iacobus miseratione diuina archiepiscopus Sanctiandree, totius regni Scotie primas, legatus natus, decano Cristianitatis nostre de Linlithqw vniuersisque

KIRKETOUN.

aliis et singulis dominis rectoribus, vicariis perpetuis, curatis et capellanis per prouinciam nostram Sanctiandree vbilibet constitutis, salutem cum benedictione diuina: Infrascriptas venerabilis patris Alexandri abbatis de Cambuskynneth et conuentus eiusdem presentationum literas sigillo communi dicti monasterii et subscriptione domini Willelmi Litstar presbyteri nostre diocesis notarii et tabellionis publici roboratas, dilecto filio domino Waltero Stewart de et super vicaria pensionaria viginti marcarum cum certa gleba ecclesie parrochialis beati Niniani de Kirketoun nostre diocesis factas et concessas, per eundem dominum Walterum nobis presentatas, recepimus sequenti sub tenore: Reuerendissimo in Cristo patri et domino, domino Jacobo miseratione diuina Sanctiandree archiepiscopo totius regni Scotie primati, legato nato etc. vestri oratores deuoti Alexander permissione diuina abbas monasterii Sancte Marie de Cambuskynneth et eiusdem loci conuentus, ordinis Sancti Augustini, vestre diocesis, reuerencias humiles cum honore: Cum alias predecessores nostri Andreas pie memorie abbas et pro tempore existens conuentus domino Waltero Stewart presbytero, ex certis causis tunc expressis, recolende memorie Alexandro predecessori vestro ad vicariam pensionariam viginti marcarum vnacum certa gleba ecclesie parrochialis Sancti Niniani de Kirketoun vestre diocesis, semper et quousque eidem domino Waltero prouisum foret de aliquo beneficio, et prouisione alicuius beneficii adepta, dicta pensio vnacum gleba nobis et monasterio nostro libere rediret et dicto Andree abbati et conuentui et eorum successoribus licitum foret de eiusdem, sicut de ceteris dicte vicarie fructibus libere hactenus consuetum fuerat, vt semper disponerent sic et non alias per literas suas patentes sigillo communi sigillatas presentarunt, qui predecessor vester presentationis huiusmodi literarum tenore spreto, dictum dominum Walterum in vicaria predicta tanquam perpetua instituit, vnde nos hoc percipientes quod eidem domino Waltero de vicaria perpetua ecclesie parrochialis de Bonkle Dunkeldensis diocesis fuit prouisum, eundem dominum

Walterum coram vestra reuerendissima paternitate vestroque officiali Sancti andree principali super premissis traximus in causam, et lite coram eodem vestro officiali pendente, idem dominus Walterus nolens nobis et loco nostro in premissis preiudicium generare, libere nobis obtulit in manibus reuerendissime paternitatis vestre, juri, liti et cause predictis ac collationi prefati predecessoris vestri renunciare; quocirca ne inde graue foret sibi preiudicium, eundem dominum Walterum ad curam dicte parrochialis ecclesie de Kirktoun eidem vestre reuerendissime paternitati tenore presencium post huiusmodi renunciationem in manibus vestre reuerendissime paternitatis fiendam presentamus, concedentes et assignantes eidem domino Waltero pro toto tempore vite sue pensionem annuam viginti marcarum vna cum gleba quam prius possederat, sic quod, eo cedente [vel] decedente, pensio et gleba predicte ecclesie ad nos et monasterium nostrum libere reuertantur; vestram reuerendissimam paternitatem rogantes quatenus eundem dominum Walterum ad curam animarum prefate ecclesie Sancti Niniani de Kirketoun, durante vita sua duntaxat, admittere, et pensionem cum gleba eidem confirmare pro toto tempore vite sue et approbare, dignemini: In cuius rei testimonium sigillum nostrum commune, notario publico subscripto ad hoc rogato, est appensum apud idem monasterium nostrum, vicesimo nono die mensis Octobris anno Domini millesimo quingentesimo vigesimo septimo, indictione prima, pontificatus sanctissimi in Cristo patris et domini nostri, domini Clementis diuina prouidencia pape septimi, anno quarto, vestreque consecrationis anno decimo octauo et translationis ad primicialem regni sedem anno quinto, presentibus ibidem prouidis et honestis viris, Alexandro Gourlay, Dauid Balfoure et Donaldo Symsoun, viris laicis, testibus cum multis aliis ad premissa vocatis pariter et rogatis etc. Sequitur subscriptio notarii de qua supra fit mentio: Et ego Wilelmus Litstar, presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia presencium literarum concessioni, pen

KIRKETOUN

KIRKETOUN.

sionis et glebe assignationi dicti domini Walteri vita durante, ceterisque omnibus et singulis premissis dum sic ut premittitur dicerentur, agerentur et fierent, vnacum prenominatis testibus presens interfui, eaque omnia et singula sic fieri, vidi, sciui et audiui ac in notam cepi, ideoque has presentes presentationis literas, siue hoc presens publicum instrumentum manu mea propria fideliter scriptum ex mandato dictorum abbatis et conuentus, et in hanc publicam formam redegi, subscripsi et publicaui, signoque nomine et subscriptione meis solitis et consuetis, vnacum appensione sigilli communis prefati abbatis et conuentus, signaui, rogatus et requisitus in fidem et testimonium veritatis omnium et singulorum premissorum. Post quarumquidem literarum presentationem, exhibitionem et receptionem, prefatus dominus Walterus proprio motu et ex certa sciencia, omnibus melioribus modo, via, forma, iure, causa pariter et effectu, quibus de iure melius et efficacius potuit aut debuit potestque debet, omni iuri, liti et cause, titulo, proprietati et possessioni quod et que habet, habuit aut habere poterit in et ad supradictam vicariam pensionariam coram notario et testibus subscriptis in manibus nostris sponte et libere renunciauit, cessit et dimisit, cum pacto iureiurando affirmato de non contraueniendo, et quod in huiusmodi renunciatione non interuenit nec interueniet fraus, dolus, symoniaca labes aut queuis alia illicita pactio; quibus pactis, ne ex huiusmodi renunciatione in commodum dicti monasterii facta, ipse dominus Walterus nimium dampnum paciatur seu lesionem, dictam vicariam pensionariam viginti marcarum ecclesie de Kirketoun cum gleba adiacente solita et consueta eidem domino Waltero pro toto tempore vite sue de nouo contulimus, prout conferimus per presentes, curam, regimen et administrationem eiusdem eidem committentes secundum vim, formam, seriem et tenorem dictarum presentationum litterarum desuper confectarum, sic quod, ipso domino Waltero cedente vel decedente, dicta vicaria pensionaria cum gleba ad ipsos abbatem et conuentum et eorum successores libere reuertatur sine contradictione aut obstaculo

aliquali; quare vobis et vestrum cuilibet in virtute sancte obediencie precipimus et mandamus quatenus dictum dominum Walterum, sic vt premittitur, quoad uixerit, presentatum et prouisum, in et ad realem, actualem et corporalem possessionem seu quasi dicte vicarie pensionarie viginti marcarum cum gleba solita et consueta quam prius possederat, per libri missalis, vestimentorum altaris assignationem inducatis et instituatis, inductumque et institutum canonice defendatis, sibique aut suis factoribus de uniuersis et singulis fructibus et prouentibus eiusdem integre respondere faciatis, contradictores quoslibet et rebelles per censuras ecclesie arcius compescentes; in signum autem huiusmodi possessionis et institutionis per vos seu aliquem vestrum tradite instrumentum publicum desuper leuari aut aliter legittime notificari faciatis. In quorum omnium et singulorum fidem et testimonium premissorum has presentes nostras prouisionum seu collationum literas exinde fieri et per notarium publicum infrascriptum nostrum scribam et tabellionem subscribi et publicari mandamus, sigillique nostri rotundi iussimus et fecimus appensione communiri: Data et acta erant hec in loco nostre residencie infra monasterium de Dunfermeling, horam circiter secundam pomeridianam, die decimo mensis Nouembris anno Domini millesimo quingentesimo vicesimo septimo, indictione prima, pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidencia pape septimi, anno quinto; presentibus ibidem honestis viris magistro Abraham Creichtoun rectore de Chirnside, Roberto Stewart et Georgeo Boswald, cum diuersis aliis ad premissa vocatis pariter et rogatis. KIRKETOUN.

Et ego Thomas Craig artium professor, presbyter Abirdonensis diocesis, publicus sacra auctoritate apostolica notarius, quia dicte vicarie pensionarie renunciationi, prouisioni et receptioni ceterisque premissis omnibus et singulis, dum sic vt premittitur agerentur et fierent, vna cum prenominatis testibus presens interfui, et eadem in notam recepi, ideoque has presentes prouisionum

KIRKETOUN. litteras manu alterius fideliter scriptas sigilli dicti domini reuerendissimi roboratas exinde confeci, subscripsi et signaui, in fidem premissorum rogatus et requisitus.

121. Donatio ecclesie de Kincardin.

KYNCARDYN. Willelmus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem : Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus ecclesiam de Kyncardyn, cum capellis et terris, decimis et oblationibus omnimodis, et omnibus aliis iustis pertinenciis suis : Tenendam in liberam et perpetuam elemosinam ita libere et quiete, plenarie et honorifice, sicut alias ecclesias suas liberius et quietius plenius et honorificentius tenent et possident : Testibus, Hugone cancellario meo, comite Patricio, Rollando filio Vctredi, W[altero] de Lindesay, Ricardo de Prebenda clerico meo, Radulpho et Waltero capellanis meis, Herberto Marescallo, W[illelmo] de Passele, Ricardo de Camera, apud Striueling.

122. Kyncardin ecclesie confirmatio.

W[illelmus] Dei gracia episcopus Dunblanensis, uniuersis sancte matris ecclesie filiis, salutem in Domino : Sciant omnes tam presentes quam futuri ad quos littere iste peruenerint, nos concessisse et hac carta nostra confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus ecclesiam de Kincardin, cum capellis suis et terris et decimis et omnimodis oblationibus et obuentionibus suis, et omnibus eius iustis pertinenciis : Tenendam in liberam et perpetuam elemosinam ita libere, quiete, plenarie et honorifice sicut carta domini regis Willelmi testatur, et sicut alias ecclesias suas liberius, quietius, integrius et honorificentius tenent et possident, saluo episcopali iure ; hiis testibus, archidiacono Jonatha capellano meo, Cor-

mac Malpole priore Keldeorum persona de Mothell, Michaele et eius capellano Machbeth, magistro Symone medico, Martino senescallo, Ricardo capellano comitis et Johanne cancellario comitis, Henrico capellano, Malisio persona de Dunblane, Beano magistro de Dunblane, Ysaac Michaele clerico persona de Logyn, Matheo capellano de Tulybody, Malcolmo persona de Insula Macholem, Abraham fratre persone de Kincardin, Symone de Tulibody et filio eius Matheo, Symone persona de Alweth. KYNCARDYN

123. Confirmatio ecclesiarum de Kincardin, Tulibody et Tulicultry.

Abraham Dei gracia episcopus Dunblanensis, vniuersis sancte matris ecclesie filiis, salutem: Sciant presentes et futuri nos concessisse et hac carta nostra confirmasse Deo et ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus ecclesiam de Tulibody et ecclesiam de Tulicultry et ecclesiam de Kyncardyn cum decimis et oblationibus et omnimodis obuentionibus earum et aliis omnibus iustis pertinenciis suis: Tenendas sibi in liberam et perpetuam elemosinam, ita libere, quiete, plenarie et honorifice sicut carte patronorum ipsarum ecclesiarum et confirmationis predecessorum nostrorum testantur et confirmantur, et sicut alias ecclesias suas prefati canonici liberius, quietius, plenius et honorificentius tenent et possident, saluo iure nostro episcopali; hiis testibus, Henrico archidiacono Dunkeldensi, Gilberto archidiacono Dunblanensi, W. capellano episcopi, Bricio capellano de Huctyrcardoner, Luca et Johanne clericis nostris, Bricio decano, W. clerico, Herueo clerico, Henrico archidiacono.

124. Confirmatio Osberti episcopi Dunblanensis et capituli eiusdem super predictis ecclesiis.

Osbertus Dei gracia episcopus Dunblanensis, omnibus sancte matris ecclesie filiis in Christo salutem: Nouerit vniuersitas vestra, nos pietatis intuitu, con-

KYNCARDYN

silio et assensu magistri Gilberti archidiaconi nostri et totius capituli nostri, concessisse, et hac nostra carta confirmasse abbati et canonicis de Striueling Deo seruientibus et seruituris ecclesias de Kincardin et Tulibody et de Tulicultry, cum capellis, terris, et cum omnibus iustis pertinenciis suis, tenendas sibi in liberam et perpetuam elemosinam : Nos uero de consilio et assensu clericorum nostrorum, eisdem canonicis, eorum tenuitati et paupertati compacientes, et considerantes predictarum ecclesiarum paupertatem, concessimus et hac carta nostra confirmauimus, vt omnes prouentus predictarum ecclesiarum in vsus suos proprios pro sue voluntatis arbitrio, in fratrum predicte domus de Cambuskynneth sustentacionem, libere conuertant : Presentabunt autem idem canonici nobis et successoribus nostris capellanos vel clericos, vel si maluerint fratres suos proprios qui pro tempore eisdem ecclesiis deseruient, nobis vero et successoribus nostris de spiritualibus respondeant, ipsis autem de temporalibus reddant rationem, saluis episcopalibus : vt autem hec nostra concessio futuris temporibus firma rata et inconcussa permaneat, eam sigilli nostri et predicti archidiaconi nostri appositione duximus roborandam ; hiis testibus, domino H. abbate de Sancta Cruce, et O. eiusdem loci priore, domino G[ilberto] archidiacono nostro, magistro H. de Bosco, domino Matheo decano nostro, domino Johanne vicario de Tulialwyn, Ada fratre nostro, Alexandro et Ada et Thoma seruitoribus nostris et multis aliis.

125. Ordinatio super quartis debatis episcopo Dunblanensi.

Omnibus Christi fidelibus presens scriptum visuris vel audituris, Willelmus et Galfridus diuina miseracione Glasguensis et Dunkeldensis episcopi, eternam in Domino salutem : Mandatum domini pape in hec verba suscepimus : Gregorius episcopus seruus seruorum Dei, venerabilibus fratribus Glasguensi et Dunkeldensi episcopis salutem et apostolicam benedictionem : Venerabilis frater noster Dunblanensis episcopus in nostra proposuit pre-

KYNCARDYN

sencia constitutus, quod cum olim ecclesia Dunblanensis per centum annos et amplius vacauisset, fere omnia bona eius fuerant a personis secularibus occupata et, licet processu temporis fuissent in ea plures episcopi instituti, per simplicitatem tantum et incuriam eorundem non solum reuocata non fuerunt taliter occupata, verum eciam reliquie, que occupantium manus effugerant, alienate sunt fere penitus et consumpte, propter quod nullus ydoneus induci potuit ad onus huiusmodi assumendum per decem pene annos, eadem interim pastoris solacio destituta; Cumque nos postmodum, intellecto miserabili statu eius, venerabilibus fratribus nostris Sanctiandree et Brechinensi episcopis ac tibi super Dunkeldensi prouisione ipsius duximus committendum, tu et idem episcopi, sperantes dictam ecclesiam per jamdictum episcopum posse de lacu miserie respirare, ipsum eidem ecclesie prefecistis, quam supradictus episcopus inuenit adeo desolatam, quod non reciperet vbi possit caput in cathedrali ecclesia reclinare, nullumque collegium erat ibi, sed in ecclesia ipsa discooperta quidam capellanus ruralis diuina officia celebrabat; ipsius quoque episcopi redditus sunt adeo tenues et exiles quod vix per dimedium annum potest exinde congrue sustentari: quod vero instancia nostra cotidiana est omnium ecclesiarum sollicitudo, fraternitati vestre per apostolica scripta mandamus quatenus ad eandem ecclesiam personaliter accedentes, si rem inueneritis ita esse, quartam partem decimarum omnium ecclesiarum parrochialium Dunblanensis diocesis faciatis, si absque graui scandalo fieri poterit, prefato episcopo assignari, vt ipse de vestro et proborum virorum consilio, reseruata sibi de ipsis pro sustentatione sua congrua portione, decano et canonicis, quos ibidem institui volumus et mandamus, assignet; alioquin, assignata ipsi episcopo quarta decimarum omnium ecclesiarum eiusdem diocesis que a personis secularibus detinentur; sedem episcopalem ad monasterium sancti Johannis canonicorum regularium predicte diocesis transferatis, eligendi episcopos cum ecclesia vacauerit canonicis ipsis in posterum

KYNCARDYN.

potestate concessa; contradictores, si qui fuerint, et rebelles per censuram ecclesiasticam, appellatione postposita, compescendo; datum Viterbii tertio idus Iunii, pontificatus nostri anno vndecimo. CUM IGITUR anno gracie millesimo ducentesimo trigesimo octauo, venerabilis pater C[lemens] Dunblanensis episcopus predictarum litterarum domini pape impetratarum coram nobis occasione earundem quartam decimarum omnium ecclesiarum parrochialium sue diocesis tam regularium quam secularium exigeret, resistentibus petitioni sue abbate et conuentu de Cambuskynneth; tandem idem episcopus pro se et successoribus suis et pro capitulo suo, et dictus abbas pro se et successoribus suis et pro conuentu suo, sacramento hincinde prestito, nostre se subiecerunt ordinationi quoad petitionem dicti episcopi super predicta quarta et quoad ordinationem ecclesie Dunblanensis, necnon et quantum ad ordinationem ecclesiarum suarum quas habent in diocese Dunblanensi, scilicet, de Kincardin et de Tulybody et de Tulicultry, ecclesias in redditibus exiles et ad deseruiendum faciles: Nos ergo secundum formam mandati apostolici graue scandalum euitare volentes, inter dictum episcopum et ecclesiam Dunblanensem ex vna parte, et dictos abbatem et conuentum ex altera, in hunc modum ordinauimus, videlicet, quod dicti abbas et conuentus inuenient quatuor marcas annuas vicario qui pro eis deseruiet in ecclesia Dunblanensi, et abbas de Cambuskynneth sit canonicus in ecclesia Dunblanensi et eius successores; preterea assignabit domus de Cambuskynneth quatuor marcas in loco certo et competenti ecclesie Dunblanensi, de quibus episcopus Dunblanensis et successores eius disponent pro sue voluntatis arbitrio, et sciendum est quod hec prouisio de vltimis quatuor marcis post obitum magistri Hugonis de Boscho assignabitur, et dicti abbas et conuentus et eorum successores a supradicte quarte exactione et vicariorum in supradictis suis ecclesiis institutione quieti penitus sint et absoluti imperpetuum, et omnimodos fructus dictarum ecclesiarum suarum in suos vsus pro sue voluntatis arbitrio libere conuertent: No-

tandum vero quod, sic etiam per assensum memorati episcopi Dunblanensis ordinauimus, dicti vero abbas et conuentus ydoneos capellanos diocesano presentabunt qui in ipsis ecclesiis honeste deseruient et ipsi, diocesano et successoribus suis de spiritualibus respondentes, ei canonicam facient obedienciam, abbati vero et conuentui et eorum successoribus ad fidelitatem eis conseruandam iuramento prestito tenebuntur, saluis episcopalibus: vt hec autem omnia robur firmitatis obtineant, tam nos quam venerabilis prenominatus Cle[mens] Dunblanensis episcopus, quam eciam eiusdem ecclesie capitulum, huic scripto sigilla nostra apposuimus: Datum apud Dunblanensem quarto kalendas Februarii, anno gracie millesimo ducentesimo trigesimo nono. KYNCARDYN.

126. Confirmatio capituli Dunblanensis super tribus ecclesiis.

Omnibus hoc scriptum visuris vel audituris, decanus et capitulum Dunblanensis ecclesie, eternam in Domino salutem: Nouerit vniuersitas vestra quod nos, inspectis instrumentis collationum et confirmationum venerabilium patrum Symonis, Jonathe, Abrahe et Osberti quondam episcoporum Dunblanensium, necnon et venerabilis patris nostri Clementis Dei gracia eiusdem loci episcopi, monasterio ecclesie sancte Marie de Cambuskynneth de consensu cleri Dunblanensis quondam concessarum, videlicet, super ecclesiis de Kincardin, Tulibody et de Tulycultry quas in diocese Dunblanensi possidet; per que idem monasterium obtinuit omnes prouentus et fructus dictarum ecclesiarum sibi in vsus proprios omnimodo conuertendos imperpetuum, predictorum venerabilium patrum episcoporum concessiones et confirmationes super memoratis ecclesiis in vsus proprios memorati monasterii libere et plenarie conuertendis vnanimi et solempni voluntate et consensu concessimus et confirmauimus; preterea ordinationem, que per venerabiles patres Glasgw et Dunkeldensem episcopos, auctoritate domini pape inter venerabilem patrem nostrum Clementem episcopum et ecclesiam Dunblanensem ex vna parte, et abbatem et conuentum predicti

KYNCARDYN

monasterii ex altera, super pretaxatis ecclesiis et quarta quam dictus episcopus ab ipsis exigebat, facta est de consensu vtriusque partis, scilicet, quod dicti abbas et conuentus inuenient quatuor marcas annuas vicario qui pro eiis deseruiet in ecclesia Dunblanensi, et abbas sit canonicus in ecclesia Dunblanensi et eius successores; preterea, decedente vel recedente magistro Hugone de Boscho qui ecclesiam ipsorum de Tulibody tenet, assignabunt alias quatuor marcas in loco certo et competenti, de quibus episcopus Dunblanensis et eius successores pro voluntate sua disponent, et sic sepedicti abbas et conuentus a supradicte quarte exactione et vicariorum institutione in supradictis ecclesiis omnino erunt quieti imperpetuum et immunes; inspecta vtilitate ecclesie nostre super tali ordinatione, vnanimi consensu nostro sicut melius et plenius in autentico super eadem ordinatione pro ipsis confecto continetur; ratam et gratam habentes, concessimus et confirmauimus et sigilli nostri appositione vna cum manuum nostrarum subscriptione presentem paginam communimus: Datum apud Dunblanensem, anno gracie millesimo ducentesimo tricesimo nono, tercio kalendas Februarii.

127. Donatio Wilelmi regis ecclesie Kyncardyn et terrarum.

Wilelmus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue clericis et laicis, salutem: Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et seruituris ecclesiam de Kincardin cum capellis et decimis et oblationibus omnimodis et tresdecim acras terre arabilis et vnum toftum brasiatori cum vno orto, et vnum toftum ad campanam sancti Lolani cum vno orto, et vnum toftum ad baculum sancti Lolani cum vno orto, et totam terram iacentem inter fontem Faylayat ex parte orientali ad riuulum descendentem de Garthow ex parte occidentali, cum prato ex vtraque parte vsque ad moram de Lampurry, et herbagium ad

tresdecem vaccas in terra nostra de Borland et cum omnibus aliis iustis pertinenciis suis: Tenendam et habendam in liberam et perpetuam elemosinam ita libere et quiete, plenarie et honorifice sicut alias ecclesias et terras suas liberius et quietius, plenius et honorificentius tenent et possident: Testibus, Hugone cancellario nostro, cum, etc. KYNCARDYN.

128. Institutio Kyppane nouissima abbatis et conuentus.

KIPPANE.

Anno Domini millesimo quingentesimo decimo, mensis Julii die vicesima prima, indictione decima tercia, pontificatus sanctissimi in Christo patris et domini nostri, domini Julii diuina prouidencia pape secundi, anno septimo, ac regni excellentissimi supremique domini nostri Jacobi quarti Dei gracia Scotorum regis illustrissimi anno vicesimo tertio, in mei notarii publici et testium infrascriptorum presencia personaliter constitutus circumspectus vir magister Patricius Coventre induxit et inuestiuit venerabilem in Christo patrem Andream abbatem monasterii de Cambuskynneth et discretum virum dompnum Johannem Rannaldson canonicum dicti monasterii ac sindicum conuentus eiusdem in et ad realem, actualem et corporalem possessionem rectorie ecclesie parrochialis de Kippane, cum omnibus et singulis iuribus, redditibus, fructibus, prouentibus, emolumentis et pertinenciis ad dictam rectoriam pertinentibus, per exhibitionem et deliberationem libri, calicis, et ceterorum ornamentorum summi altaris dicte ecclesie de Kippane in manibus dicti venerabilis patris et dompni Johannis Rannaldson sindici antedicti, secundum tenorem, vim, formam et effectum bulle sanctissimi domini nostri pape ac carte supremi domini nostri regis dictis abbati et conuentui super dicta rectoria confecte: Super quibus, etc., prefatus venerabilis pater ac sindicus antedictus ipsis fieri peciernnt a me notario publico infrascripto instrumentum seu instrumenta: Acta erant hec coram summo altari in choro dicte ecclesie de Kippane hora decima ante merediem vel eocirca, etc., presentibus honorabilibus et prouidis viris, videlicet,

KIPPANE

Moricio Buchquhannane filio nobilis viri Walteri Buchquhannane de eodem, Johanne Knok de Ardmanwell, Alexandro Forester de Culmore, Arthuro Steward de Culbeg, Patricio Makgilhois, Johanne Forestare et Jacobo Harpar, cum multis aliis parrochianis.

Andreas Nortoun ad premissa notarius, teste manu propria.

129. Kippane ecclesie noua donatio per Jacobum quartum regem Scotie.

Jacobus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue clericis et laicis, salutem: Sciatis quia nos caritate et consciencia commoti, respectum et consideracionem habentes quod ecclesia parrochialis de Kippane Dunblanensis diocesis cum iure patronatus eiusdem situata infra comitatum de Menteth beatissime gloriosissimeque virgini Marie, monasterioque nostro de Cambuskynneth, necnon canonicis inibi Deo seruientibus et imposterum seruituris, per quondam Walterum comitem de Menteith et Alexandrum eius filium et heredem apparentem in puram et perpetuam elemosinam data fuit pro salute animarum ipsorum ac Matilde sponse dicti quondam Alexandri ac pro suis sepulturis in dicto nostro monasterio electis, perpendimus eciam qualiter prefata ecclesia et ipsius ius patronatus ad tempus iamdiu elapsum et vltra memoriam hominum extra possessionem dicti nostri monasterii extiterunt, et nos Dei ecclesiam, presertim nostrum monasterium antedictum iure suo non esse lesum neque preiudicatum, quinymmo eidem suo iure restitui, prout iustitia suadet, toto animo cupientes et affectantes, quemadmodum ecclesie libertates et priuilegia nos manu tenere et defendere canonice tenemur astricti, nos igitur in honorem Dei omnipotentis prefateque gloriosissime virginis et matris sue Marie et pro salute animarum quondam nobilissimorum patris et matris nostrorum, Jacobi tercii et Margarete eius sponse bone memorie, quibus propicietur Deus, quorum corpora in dicto nostro monasterio requies-

cunt, necnon pro orationum suffragiis pro nostris patre et matre antedictis ac pro nobis et successoribus nostris imperpetuum fiendis, approbauimus, ratificauimus, confirmauimus et hac presenti carta nostra pro nobis et successoribus nostris approbamus, ratificamus et pro perpetuo confirmamus illas donationem et concessionem et confirmacionem factas per dictos quondam Walterum et Alexandrum prefato nostro monasterio de Cambuskynneth et canonicis eiusdem de dicta ecclesia de Kyppan et iure patronatus eiusdem, ac eciam de nouo dedimus et concessimus et hac presenti carta nostra damus et concedimus dicto nostro monasterio et canonicis antedictis in eodem Deo seruientibus et imposterum pro perpetuo seruituris totum ius, clameum et iuris titulum que et quem habuimus, habemus seu nos aut successores nostri quouismodo habere poterimus in et ad prefatam ecclesiam et ius patronatus eiusdem tam rectorie quam vicarie ipsius, nunc et quomodocunque ipsam ecclesiam vacare contigeret per resignationem, dimissionem aut mortem magistri Johannis Malyson nunc rectoris et possessoris eiusdem, aut alias quouismodo nunc de presenti vacantem a tempore donationis eiusdem dicto nostro monasterio et denudationis ipsius de iure patronatus et possessione dicte ecclesie: Tenendum et habendum totum et integrum ius prefate ecclesie et patronatus eiusdem tam rectorie quam vicarie, cum omnibus et singulis decimis, fructibus, oblationibus, emolumentis, proficuis, deuoriis et iustis suis pertinenciis quibuscunque eidem spectantibus aut que dictis rectorie et vicarie iuste pertinere dinoscuntur, ad vsum et vtilitatem dicti nostri monasterii de Cambuskynneth et canonicorum eiusdem presencium et futurorum conuertendis, recipiendis et inducendis, in puram et perpetuam elemosinam adeo libere, quiete, plenarie, integre, honorifice, bene et in pace, sicut aliqua rectoria, vicaria aut ius patronatus cuicunque monasterio infra regnum liberius, quietius, plenius, integrius et honorificentius datur seu conceditur, pro orationum suffragiis per prefatos canonicos vt premittitur impendendis, absque aliqua reuocatione, contradictione, obstaculo, questione KIPPANE

KIPPANE

seu demanda nostri aut successorum nostrorum quoruncumque in contrarium quouismodo facienda in futurum: In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precipimus, testibus reuerendo in Christo patre Willelmo episcopo Abirdonensi nostri secreti sigilli custode, dilectis consanguineis nostris Archibaldo comite Angusie domino Douglas cancellario nostro, Archibaldo comite de Argile, domino Campbell et Lorne magistro hospicii nostri, Patricio comite de Bothuile, domino Halis, Alexandro domino Hume, magno camerario nostro, Johanne domino Drummond iusticiario nostro, venerabilibus in Christo patribus Georgeo abbate de Dunfermeling, Georgeo abbate de Pasleto thesaurario nostro, apud Striueling, sexto die mensis Aprilis, anno Domini millesimo quadringentesimo nonagesimo sexto et regni nostri octauo.

130. Kyppane concordia inter Dunblane et Cambuskynneth.

Universis et singulis sancte matris ecclesie filiis ad quorum noticias presentes litere peruenerint, Jacobus Dei et apostolice sedis gracia ecclesie cathedralis Dunblanensis episcopus, cum consensu et assensu capituli eiusdem capitulariter in generali capitulo congregati, salutem cum benedictione diuina: Noueritis nos quemdam contractum siue appunctuamentum concordie inter nos ab vna, et venerabilem in Christo patrem Andream permissione diuina abbatem monasterii de Cambuskynneth et conuentum eiusdem partibus ab altera, recepisse et intellexisse tenorem qui sequitur continentem: Hic contractus, appunctuamentum et concordia nunc facta et conclusa apud ciuitatem Dunblanensem decimo tertio die mensis Marcii, anno Domini millesimo quingentesimo decimo, inter reuerendum in Cristo patrem et dominum Jacobum Dei et apostolice sedis gracia ecclesie cathedralis Dunblanensis episcopum, cum consensu et assensu capituli dicte ecclesie in generali capitulo capitulariter congregati, pro se et successoribus suis episcopis ab vna, et venerabilem

KIPPANE.

in Christo patrem Andream permissione diuina abbatem monasterii de Cambuskynneth cum consensu et assensu capituli dicti monasterii pro se et successoribus abbatibus ab altera partibus, continet, proportat et testatur, quod inter prefatos reuerendum et venerabilem patres et eorum capitula predicta finaliter concordatum et conclusum existit de et supra litibus et contrauersiis ortis et que oriri poterunt in futurum inter eosdem penes ius ecclesie parrochialis de Kippane quam asserunt dicti abbas et conuentus eis pertinere ex donatione illustrissimi et serenissimi principis Jacobi Dei gracia Scotorum regis quarti patroni eiusdem ecclesie de Kippane, cum vacare contigerit, et nunc cum vacare contingat per resignacionem seu dimissionem magistri Patricii Coventre rectoris moderni eiusdem ecclesie de Kyppane; et ex aduerso dictus reuerendus pater et eius capitulum asserunt quod dicta ecclesia de Kippane est prebenda et canonicatus ecclesie cathedralis Dunblanensis et ad ipsius reuerendi patris collationem spectans, et ideo huiusmodi donatio facta monasterio de Cambuskynneth minime valet, cum ratione patronatus rex tollere ius quesitum ecclesie Dunblanensis aut eam dismembrare seu numerum canonicorum et prebendarum eiusdem diminuere de iure minime poterat; tum eciam quia prefatus abbas est canonicus dicte ecclesie cathedralis Dunblanensis ratione ecclesie de Kincardin suo monasterio spectantis et ideo non valet de iure duos canonicatus seu prebendas in vna et eadem ecclesia cathedrali simul gaudere et possidere: Super quibus et pro litium et contrauersiarum huiusmodi extinctione ac pro bono pacis et concordie inter eosdem reuerendum et venerabilem patres et eorum capitula predictos suosque successores de cetero habendarum et fiendarum, et ne prefata ecclesia cathedralis numero canonicorum et prebendarum minuatur, appunctuatum, concordatum et finaliter conuentum extat inter eosdem, interuenientibus eciam consensu et assensu excellentissimi serenissimique principis Jacobi quarti Scotorum regis antedicti patroni iuris

KIPPANE

patronatus dicte rectorie de Kippane, in hunc qui sequitur modum, videlicet, quod vicaria dicte ecclesie de Kippane cum omnibus et singulis fructibus, redditibus et prouentibus, iuribus ac emolumentis ad dictam vicariam spectantibus seu spectare valentibus in futurum, vnacum summa viginti librarum vsualis monete Scotie singulis annis leuandarum, percipiendarum ac soluendarum de fructibus, redditibus, prouentibus rectorie dicte ecclesie de Kippane perpetuis temporibus futuris ad duos anni terminos consuetos Penthecosten videlicet et Sancti Martini in hieme per equales portiones, cum mansione ipsius prebende solita et consueta vniantur, erigantur, creentur et incorporentur, sic tamen ut dicte mansionis et glebe dimedia acra dicto monasterio vnacum domunculo pro decimarum garbalium dicte rectorie receptione monasterio de Cambuskynneth perpetuis temporibus futuris debeatur et possideatur, necnon tenore presencium vniuntur, eriguntur, creantur et incorporantur in vno canonicatu et prebenda dicte ecclesie cathedralis Dunblanensis vocando in futurum canonicatus et prebenda de Kippane, qui canonicatus de Kippane et prebenda perpetuis futuris temporibus ad donationem, prouisionem et plenariam dispositionem dicti reuerendi patris et suorum successorum pleno iure spectabunt et iure ordinario pertinebunt; et prefatus venerabilis pater et conuentus eiusdem monasterii de Cambuskynneth et eorum successores habebunt omnes et singulos fructus rectorie dicte ecclesie de Kippane in elemosina concessa eidem monasterio de Cambuskynneth, abbati et conuentui eiusdem et eorum successoribus perpetuis temporibus futuris, inde soluendo dictam summam viginti librarum dicto canonico et prebendario vt premittitur absque vlteriori molestatione, vexatione aut perturbatione in futurum; insuper prebendarius siue canonicus de Kippane qui prebendam seu canonicatum predictum habebit et sui successores faciant seu facere procurent per se aut per quoscunque alios capellanos ydoneos et sufficientes omnia et singula seruicia pertinentia ad curam dicte ecclesie de Kyppane debita et consueta;

KIPPANE

necnon vniuersa et singula iura ordinaria dicte ecclesie subibunt et sustentabunt et extraordinaria, excepto subsidio episcopali dum sedem vacare contigerit, quod pro rata portionis beneficii soluet monasterium, sicque prefatus abbas et conuentus liberi erunt a solutione quorumcunque iurium ordinariorum et extraordinariorum, vt modo expressatorum, dicte ecclesie de Kippane, et a solutione cuiusdam antique pensionis wulgariter vocate stalsilner solute singulis annis preteritis stallario in eadem ecclesia cathedrali Dunblanensi, quatuor libras, ad quas soluendas prebendarius tenebitur; ad que omnia et singula in omnibus suis punctis et articulis ac conditionibus fideliter perimplenda et inuiolabiliter obseruanda partes prescripte se mutuo firmiter obligarunt sub strictiori forma et stilo obligationis, fraude, dolo ac malo ingenio penitus remotis et seclusis: In cuius rei testimonium huic parti contractus, appunctuamenti et concordie appensum est priuatum sigillum serenissimi principis antedicti Jacobi Scotorum regis quarti in verificationem sui assensus et consensus ad premissa accedentium, apud Edinburgh, vicesimo nono die mensis Marcii, anno Domini millesimo quingentesimo vndecimo, necnon sigillum commune capituli Dunblanensis, vnacum sigillo rotundo dicti reuerendi patris Jacobi episcopi eiusdem, pro perpetuo cum monasterio de Cambuskynneth in euidenciam premissorum permansuro, accedente ad hoc consensu et assensu, approbatione, confirmatione sedis apostolice, pro nobisque successoribus nostris, cum consensu et assensu dicti nostri capituli in generali capitulo generaliter congregati, tanquam de iure nobis incumbit, approbamus, ratificamus et confirmamus per presentes, apud Dunblanensem ciuitatem, primo die mensis Aprilis anno quo supra sunt appensa.—Ex mandato supremi domini nostri regis literatorio.

JACOBUS episcopus Dunblanensis.
WALTERUS DRUMMOND decanus.
JACOBUS WILSON prebendarius.
JACOBUS BELSIS prebendarius et canonicus.

131. KIPPANE ECCLESIE INSTRUMENTUM CONFIRMATIONIS JACOBI QUARTI IN SUO PARLIAMENTO SECUNDUM TENOREM CARTE NOBIS CONCESSE.

KIPPANE.

IN Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab incarnatione Domini millesimo quadringentesimo nonagesimo sexto, mensis vero Junii die vicesimo tertio, indictione decima quarta, pontificatus sanctissimi in Christo patris et domini nostri, domini Alexandri diuina prouidencia pape sexti anno quarto, in parliamento supremi domini nostri regis Jacobi quarti tento et inchoato apud Edinburgh in pretorio eiusdem die prescripto, personaliter constitutus prefatus dominus noster rex coram tribus statibus sui regni, meque notario publico et testibus subscriptis et ibidem idem supremus dominus noster rex, ex sua speciali gracia et ex suo proprio motu, dedit, concessit, confirmauit et approbauit illas donationem, concessionem, confirmacionem et approbationem quas alias fecerat venerabili in Cristo patri Henrico abbati de Cambuskynneth, conuentui et monasterio eiusdem, ecclesie de Kippane sub eius carta magno suo sigillo sigillata, sic quod dicta ecclesia de Kippane perpetuis futuris temporibus remaneat cum dictis abbate et conuentu et monasterio et eorum successoribus imperpetuum pro diuinis officiis et suffragiis pro perpetuo celebrandis et fiendis pro animabus recolende memorie quondam patris sui et matris sue, anima sua, et animabus antecessorum et successorum suorum quorumcunque, secundum tenorem sue carte predicte, quam dictus abbas et conuentus inde habent : Super quibus omnibus et singulis prefatus dominus abbas pro se, suo conuentu, monasterio et eorum successoribus a me notario publico subscripto sibi fieri petiit hoc presens publicum instrumentum. Acta erant hec in loco prescripto hora prima vel eocirca post meridiem sub anno, die, mense, indictione et pontificatu quibus supra ; presentibus ibidem illustri principe Jacobo duce Rossie fratre germano supremi domini nostri regis, reuerendissimis, reuerendis, nobilibus et potentibus dominis,

videlicet, Wilelmo archiepiscopo Sanctiandree primate Scotie, Roberto archiepiscopo Glasguensi, Wilelmo episcopo Abirdonensi, Andrea episcopo Morauiensi, Johanne priore Sanctiandree, Archibaldo comite Angusie domino Douglas cancellario Scotie, Archibaldo comite de Argile, Johanne comite de Craufurd, Patricio comite de Boithuile, Wilelmo comite Mariscalli, Wilelmo comite Erolie, Alexandro domino Hume, Johanne domino Drummond, magistris Ricardo Lausone, Wilelmo Scot de Flawerag, Jacobo Henrisone, Thoma Buthlar cum diuersis aliis ad premissa vocatis pariterque rogatis. KIPPANE

Et ego Petrus Marche, clericus Sanctiandree diocesis, publicus auctoritatibus imperiali et regali notarius, quia premissis omnibus et singulis dum sic vt premittitur dicerentur, agerentur et fierent, vna cum prenominatis testibus presens interfui, eaque omnia et singula sic fieri vidi, dici sciui et audiui ac in notam cepi; ideo hoc presens publicum instrumentum manu alterius scriptum exinde confeci, signoque et nomine meis solitis et consuetis signaui, rogatus et requisitus in fidem et testimonium omnium premissorum.

Petrus Marche.

132. Donatio ecclesie de Kirkintolauch.

Omnibus sancte matris ecclesie filiis, W. filius Thoraldi · vicecomes de Striueling, salutem: Sciant tam posteri quam presentes me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie sancte Marie de Striueling et abbati et canonicis ibidem Deo seruientibus et seruituris ecclesiam de Kirkintulauch in perpetuam elemosinam cum dimedia carucata terre et cum omnibus eidem ecclesie iuste pertinentibus in bosco et plano, pratis et pascuis et aliis asiamentis pro amina mea et anima patris mei et matris mee, et animabus heredum et parentum meorum, ita liberam et quietam sicut aliqua liberius et quietius ab aliquo possidetur aut KIRKINTULAUCH

KIRKINTULAUCH.

tenetur; hiis testibus, Alexandro filio eius, M. presbytero, R. clerico, M. diacono, W. fratre femine eius, R. curato de Clakmanan, R. de Warewic, etc.

133. Confirmatio Alexandri regis ecclesie predicte.

Alexander Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue clericis et laicis, salutem: Sciant presentes et futuri nos concessisse et hac carta nostra confirmasse quietam clamanciam quam Wilelmus Cumyn comes de Buchane, pro se et heredibus suis fecit Deo et ecclesie beate Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris de toto iure quod idem Wilelmus Cumyn et heredes sui habere crediderunt vel quoquomodo habere potuerunt in ecclesia de Kirkintulach, et in capellis suis, et in omnibus aliis ad eandem ecclesiam pertinentibus: Quare volumus vt predicti canonici de Cambuskynneth predictam ecclesiam teneant et habeant in liberam et puram et perpetuam elemosinam cum capellis, terris, oblationibus et decimis et obuentionibus omnimodis et cum vna bouata terre adiacente terre ecclesie ex parte orientali, quam idem Wilelmus Cumyn ex proprio dono suo predictis canonicis in puram et perpetuam elemosinam contulit, ita libere et quiete, plenarie et honorifice sicut carta predicti Wilelmi Cumyn iuste testatur, saluo seruitio nostro; testibus Thoma de Striueling cancellario, Mauricio comite de Menteth vicecomite de Striueling, Roberto capellano, Waltero Cumyn, Dauid Cumyn, Dauid Marescallo, W. Biset, apud Clakmanan, vicesimo septimo die Marcii anno regni domini regis duodecimo.

134. Item confirmatio ecclesie predicte.

Omnibus sancte matris ecclesie filiis presentibus et futuris, Walterus miseratione diuina ecclesie Glasguensis minister, eternam in Domino salutem:

KIRKINTULAUCH

Nouerit vniuersitas vestra nos pietatis intuitu concessisse et hac carta nostra confirmasse Deo et ecclesie sancte Marie de Striueling et canonicis ibidem Deo seruientibus et seruituris ecclesiam de Kirkintulach cum capellis, terris et decimis, obuencionibus omnimodis et cum aliis omnibus iustis pertinentiis suis in vsus proprios conuertendis: Presentabunt quidem dicti canonici nobis et successoribus nostris capellanos aut clericos ydoneos ad vicariam octo marcarum de alteragio vel de alia certa portione et competenti ipsius ecclesie percipiendarum, qui pro tempore eidem ecclesie deseruient, et de episcopalibus et de omni onere ad predictam ecclesiam pertinente respondebunt, saluo eciam nobis et successoribus nostris iure episcopali in omnibus: In cuius rei testimonium presens scriptum sigilli nostri munimine duximus roborandum, hiis testibus domino H. et domino A. capellanis nostris, magistro Radulpho de Brade, domino Beniamyn, Roberto cancellario, Waltero, Andrea, clericis nostris et multis aliis.

135. Collatio episcopi Johanni Striueling vicarie Kirkintulach.

Robertus miseratione diuina Glasguensis archiepiscopus, decano nostro Cristianitatis de Leuenax necnon vniuersis et singulis aliis presbyteris curatis et non curatis infra nostram prouinciam vbilibet constitutis, et super executione presencium debite requisitis, salutem cum benedictione diuina: Quia vicariam perpetuam ecclesie parochialis de Kirkintulach cum vacare contigerit per pacificam assecutionem magistri Roberti Forman ad precentoriam Glasguensem, per finalem litis extinctionem in Romana curia nunc super predicta precentoria pendentis et non alias ad presentationem hoc mense abbatis et conuentus de Cambuskynneth nostram collationem ordinariam pleno iure spectantem, magistro Johanni Sterling nobis per dictum abbatem et conuentum literatorie presentato modo premisso et non alias

KIRKINTULAUCH.

contulimus, prout tenore presencium conferimus, et de eadem sibi vt premittitur prouidemus, ipsumque coram nobis personaliter constitutum per annuli nostri digito suo impositionem predicto modo inuestiuimus in eandem curam, regimen et administrationem eiusdem sibi plenarie committentes. Vobis igitur et vestrum cuilibet in virtute sancte obediencie et sub pena suspensionis a diuinis stricte precipimus et mandamus, quatenus prefatum magistrum Johannem, aut procuratorem suum pro eo, in et ad realem, actualem et corporalem possessionem dicte vicarie iuriumque et pertinentium eiusdem modo premisso et non alias inducatis et instituatis, inductumque et institutum canonice defendatis, sibique aut procuratori suo super vniuersis et singulis fructibus, redditibus et prouentibus dicte vicarie, huiusmodi pacifica possessione prescripti magistri Roberti Forman ad dictam precentoriam adepta et lite in eadem vt premittitur extincta, integre responderi faciatis; contradictores vero et rebelles, si qui forsan fuerint, auctoritate nostra arcius compescentes, et vos qui presentes extunc fueritis sigillum vestrum in secunda cauda post nostrum appendatis, aut per notarium publicum notificari faciatis: In quorum omnium et singulorum fidem et testimonium premissorum has presentes nostras collationis literas exinde fieri et per notarium publicum subscriptum scribam nostrum subscribi et publicari mandauimus, sigillique nostri rotundi iussimus et fecimus appensione communiri, apud Striueling, vltimo die mensis Maii anno Domini millesimo quingentesimo, indictione tercia, pontificatusque sanctissimi in Christo patris et domini nostri, domini Alexandri diuina prouidencia pape sexti, anno octauo et nostre consecrationis decimo sexto, presentibus, domino Johanne Scherar archidiacono Rossensi et magistro Roberto Blakader presbyteris, testibus ad premissa vocatis pariter et rogatis.

Et ego Archibaldus Layng arcium magister presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia prescripte

collationi et prouisioni modo premisso, ceterisque supradictis dum sic vt premittitur, vnacum prenominatis testibus presens interfui, eaque omnia sic fieri vidi et audiui ac in notam cepi, ex qua hoc presens publicum instrumentum manu propria subscriptum exinde confeci, nomineque et signo meis solitis et consuetis subscripsi et signaui in fidem et testimonium premissorum rogatus et requisitus.

ARCHIBALDUS LAYNG.

139. CITATIO SUPER THOMA FLEMYNG ET PRESBYTERIS.

OFFICIALIS Glasguensis generalis curatis ecclesiarum parrochialium de Lenze Monyabrun seu cuicunque alteri capellano seu notario publico executionem presencium in se acceptare volenti, salutem: Quia ex parte venerabilis in Christo patris Alexandri permissione diuina abbatis monasterii de Cambuskynneth et eiusdem loci conuentus, necnon procuratoris eorundem, querelam accepimus continentem quod citatis ad dictorum abbatis et conuentus instanciam nobili et potenti domino Johanne domino Flemyng Scocie magno camerario et reliquis omnibus parrochianis de Lenze seu Kintulach nuncupata ad certum terminum eiis per nos assignatum et non comparentibus, dictorum abbatis et conuentus procuratore instante, eos excommunicauimus et excommunicationis et denunciationis literas vobis curato de Lenze direximus, quas et vos ab earundem nuncio et baiulo recepistis, perlegistis, sed eas debite executioni demandari recusastis, quousque veniens quidam Thomas Flemyng in dictum nuncium et baiulum manus violentes iniecit, et vi ac vi armata dictas nostras literas rapuit et secum abduxit, ipsumque baiulum verberavit, nostram ymmoverius ecclesiasticam iurisdictionem impediens et preterea excommunicationis sentenciam a canone latam et in bulla cene Domini fulminatam dampnabiliter incurrendo, a qua preterquam in mortis articulo ab alio quam sanctissimo domino nostro papa non possit absolui:

KIRKINTULAUCH

dicteque ecclesie curatus dominus Johannes Reid, dominus Johannes Robeson, dominus Alexander Cresteson, dominus Dauid Atkinsone, dominus Johannes Flesar, Johannes Craufurd, non obstante perlectione huiusmodi literarum denunciatorialium, et ex surreptione earundem publicatione semel, preter quod a diuinis de iure suspensi fuerunt, ac iterum, huiusmodi suspensione stante, in dicti Thome surreptoris ceterorumque parrochianorum per literas nostras predictas excommunicatorum presenciis missarum solempnia celebrarunt et censuras ecclesiasticas contempnendo celebrare non desistunt: Vobis igitur et vestrum cuilibet precipimus et mandamus quatenus citetis legitime prefatum Thomam Flemyng nostrarum literarum surreptorem, dictosque dominum Johannem curatum, Alexandrum Crestesone, Dauid Atkinson, Johannem Flesar, Johannem Craufurd, presbyteros, primo, secundo, tercio et peremptorie, vnico tamen contextu pro triplici edicto, quos nos tenore presencium sic citamus quod compareant coram nobis seu commissariis nostris pluribus aut vno in ecclesia metropolitana Glasguensi, loco consistoriali eiusdem, die nono iuridico citationem vestram proxime et immediate sequente, quorum dierum tres pro primo, tres pro secundo et reliquos tres dies pro tertio et peremptorio termino citationeque canonica assignamus et per vos volumus assignari, dictum, videlicet, Thomam Flemyng ad videndum et audiendum se in dictam excommunicationis sententiam a canone in dicta bulla cene Domini latam, dictosque curatum et presbyteros irregularitatis notam propter premissa incidisse declarari et incurrisse vel ad dicendum et causam si quam habeat seu habeant rationabilem in iure probandum quare sic excommunicatus et irregulares declarari non deberent: Et insuper nobis ac procuratori fiscali curie nostre de officio responsuri et iuri parituri sub simili excommunicationis pena, et presentes debite executas earundem latori reddatis. Datum sub sigillo officii nostri, apud Glasgw, die vigesimo mensis Marcii anno Domini etc. quingentesimo vicesimo secundo.

137. KIRKINTULACH DECRETUM DECIMARUM PRO MONASTERIO DE XXXIII CELDRIS FARRINE ET TRES CELDRIS ORDEI PRECIUM BOLLE XIII^{s} ET QUATUOR^{d} ET PRO QUALIBET BOLLA GALLINA PRECIUM IIII^{d}

KIRKINTULAUCH.

JACOBUS Dei gracia rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem: Sciatis nos quoddam actum siue decretum per dominos nostri consilii inferius descriptum, datum et promulgatum vtique intellexisse sub hac forma: At Edinburgh, the last day of Februar, the zeir of God ane thousand fyve hundreth and twenty thre zeris, the Lordis of Counsale vnderwrittin, that is to say, ane reuerend fader in God, Gawyne, Bischop of Abirdene, ane nobill and michty Lord, Hew Erle of Eglingtoune, venerabill faderis in God, James Abbot [of] Dundranan, Thomas Abbot of Culros, Maister George Hepburn, Dene of Dunkeld, Schir William Scot of Balwery, knycht, and Maister Adam Otterburn of Auldhame, in the actioun and caus persewit be ane venerabill fader in God, Alexander Abbot of Cambuskynneth, and conuent of the samyn, aganis Johne Lord Flemyng, for the wranggus and maisterfull spoliatioun, vptaking and withalding fra thame of thair teynd schavis of the haill parrochin of the kirk of the Lenze, liand within the schirefdome of Dunbertane, pertenyng to thame as personis of the said kirk, zeirly, be the space of seven zeris last bipast, extending ilk zeir to thretty thre chaldris of meill and thre chaldris of beir, price of the boll oureheid xiij s. iiij d., like as at mare lenth is contenit in the summondis thairupone. Baith the sadis partiis beand personali present, thare richtis, resonis and allegationis hard, sene and vnderstand, and thairwith being ripelie auisit, the Lordis of the Counsale decretis and deliueris that the said Johnne Lord Flemyng hes done wrang in the spoliatioun, vptaking and withhalding fra the said venerabill fader and conuent of thare teyndis schavis of the said Kirk of Lenze, zeirlie, be the

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space of sevin zeris last bipast, pertenyng to the said venerabill fader and conuent, and thairfore sall desist and ceis fra all intrometting with the sadis teyndis to be gaderit, set and disponit be thame at thair pleseir in tyme to cum, and als sall content and pay to the sadis venerabill fader and conuent thretty thre chaldris of meill, thre chaldris of beir, price of the boll of meill and beir oureheid xiii s. iiii d. zeirlie, and ilk zeir, be the space of sevin zeris foirsaide, and with ilk boll of the said teynd meill and beir ane hen price iiii d. zeirlie be the said space, quhilkis teyndis, victualis, and gudis pertenis to the said venerabill fader, conuent and place of Cambuskynneth, and wes intromettit with be the said Johnne Lord Flemyng likeas was cleirlie previt before the sadis Lordis: tharfore ordanis lettres be directit to compell and distrenze him, his landis and gudis, thairfore as efferis. Extractum de libro actorum per me Gawinum episcopum Abirdonensem, clericum rotulorum registri ac consilii supremi domini nostri regis, sub meis signo et subscriptione manualibus. Quodquidem actum siue decretum ac omnia et singula in eodem contenta approbamus, ratificamus et per presentes vt premissum est confirmamus. Datum sub testimonio magni sigilli nostri apud Edinburgh, vndecimo die mensis Marcii, anno Domini millesimo quingentesimo vicesimo tertio et regni nostri vndecimo.

138. Compotum domini Flemyng.

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnationis dominice millesimo quingentesimo vicesimo septimo, mensis vero Marcii die penultimo, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno quarto, in mei notarii publici et testium subscriptorum presencia personaliter constitutus venerabilis in Christo pater et dominus Alexander permissione diuina abbas

monasterii de Cambuskynneth ordinis Sancti Augustini Sanctiandree dio- KIRKINTULAUCH.
cesis ex vna, ac nobilis et potens dominus Malcolmus dominus Flemyng nuncupatus Glasguensis diocesis partibus ex altera, exoptantes compotum, calculum et rationem garbarum decimalium ecclesie parrochialis de Lenze dicte Glasguensis diocesis prefato abbati et monasterio spectancium et pertinencium, cum quibus vero garbis decimalibus et fructibus quondam Johannes dominus Flemyng dicti Malcolmi compotantis pater et ipse Malcolmus dominus compotans respectiue ad octo annos et vnum terminum ante diem huius compoti vltimi elapsos, vt confessus est idem Malcolmus, videlicet, de vno termino anni Domini millesimi quingentesimi decimi octaui, necnon de annis Domini millesimo quingentesimo decimo nono, vigesimo, vigesimo primo, secundo, tercio, quarto, quinto et vigesimo sexto intromiserunt, et absque compoto in suos vsus disposuerunt; quapropter idem Malcolmus compotans motu proprio, vt apparuit, et ex sua certa scientia eidem venerabili patri tunc presenti coram venerabilibus et prouidis viris magistris Johanne Dingwall sedis apostolice prothonotario ecclesie collegiate Sanctissime Trinitatis prope Edinburgh preposito, Johanne Campbell de Lundy, Adam Otterburn de Auldhame, et Jacobo Foulis burgensi de Edinburgh de consensu vtriusque partis, supradictis auditoribus ad huiusmodi compotum audiendum communiter electis tunc presentibus ac onus receptionis huiusmodi compoti in se acceptantibus suum compotum reddidit in hunc qui sequitur modum: The compt maid betwix ane venerabill fader in God, Alexander Abbot of Cambuskynneth, and Malcom Lord Flemyng, apone the frutis of the Kirk of Lenze pertenyng to the abbot, place and conuent of Cambuskynneth, intromettit and resauit be the said Malcom Lord Flemyng and vmquhile Johnne Lord Flemyng, his fader, maid at Edinburgh, the penult day of Marche, in the zeir of God ane thousand fyve hundreth twenty and sevin zeris, before thir auditouris venerabill men,

KIRKINTULLOCH.

maisteris Johnne Dingwall, prothonotar provest of the Trinite College besyd Edinburgh, Johnne Campbell of Lundy, Adam Otterburne of Aldhame, and James Foulis burges of Edinburgh, in maner and forme as eftir followis:—Inprimis, the said Malcolme Lord Flemyng chargis him for his fader aboue writtin, and for his awin interes, with thretty thre pundis sex schillingis viii d. of the last terme that wes awand for the teyndis of the said Kirk of Lenze, of the crop of the zeir of God i^m v^c and xviii zeris: Alswa the said Lord Flemyng chargis him with the croppis of the zeris of God i^m v^c xix, xx, xxi, xxii, xxiii, xxiiii, xxv and xxvi zeris, extending to aucht croppis by the terme of the said xviii zeiris aboue expremit as eftir followis: Inprimis, the said Lord Flemyng chargis him with ii^c markis for croppis of the zeir of God, i^m v^c xix and xx zeris, ilk zeir ane hundreth markis for the sadis teyndis; summa i^c xxxiii lib. vi sh. viii d.: Alswa the said Lord Flemyng chargis him with xxxiii chaldris of meill and thre chaldris of beir, price of the boll ourheid xiii s. iiii d., and ane hene with ilk boll of meill and beir, the price of the hene oureheid iiii d. ilk zeir for thre zeris, videlicet, the zeris of God i^m v^c xxi, xxii, xxiii zeris eftir the tenour and forme of ane decrete of our Souerane Lordis Counsale gevin at Edinburgh the last day of Februar, the zeir of God ane thousand v^c xxiii zeris, as is contenit in the samyn; summa in money zeirlie iii^c lxxxxiii lib. xii s.; summa of the sadis thre zeris i^m lxxx lib. xvi s.: Alswa the said Lord Flemyng chargis him with the victualis of the teyndis of the Kirk of Lenze foirsaid ffor the zeir of God i^m v^c xxiiii zeris, xxv and xxvi zeris, ilk zeir to thretty thre chaldris meil, thre chaldris beir, and ane hene to ilk boll meill and beir, extending to the sovme abouewrittin; summa of thir last thre zeris i^m v^c lxxx lib. xvi s. Summa totalis of the haill charge aboue written ii^m v^c xxviii pundis v s. iii d. Expense sequuntur. Inprimis allowit to the said Lord be my Lord Abbot of Cambuskynneth abouewrittin eftir the tenour of ane assedatioune maid be vmquhile

abbot Androw to vmquhile Johnne Lord Flemyng for that ane terme of the zeir of God ane thousand v^c^ xviii zeris, x markis, and for the zeir of God i^m^ v^c^ xix and xx zeris, ilk zeir xx markis for the said vmquhile Johnne Lord Flemyngis kyndnes done to the said place of Cambuskynneth, as is contenit in the said assedatioun schawin apon compt; summa xxxiii lib. vi s. viii d. Item, deliuerit be the said vmquhile Johnne Lord Flemying, in the name and behalf of the said Alexander abbot, to my Lord Governour, being for the tyme in Scotland, for the taxt of Cambuskynneth before the dait heirof, quhair on the said abbot hes gevin his acquittance, quhilk remanis zit with the said Malcolme Lord Flemying, the foirsadis abbot and Lord Flemying grantand the samyn vpon compt ii^c^ xxxiii lib. vi s. viii d. Alswa deliuerit be the said vmquhile Johnne Lord Flemyng to the foirsaid abbot siclike before this dait the sovme of tuenty pundis, quhairon the said abbot hes gevin his acquittance, remananyng in keping with the said Malcolme the foirsaid comptar grantand the samyn; summa xx lib. Item, the said abbot allowis to the foirsaid Lord Flemyng, at wes deliuerit be vmquhile Johnne Lord Flemyng to Schir Richart Striueling, being factour of Cambuskynneth for the tyme, quhais acquittance zit remanis with the said Lord Flemyng thairon, xxvi lib. xiii s. iiii d. Item, deliuerit be the said Malcolme Lord Flemyng to the foirsaid abbot laitlie in part of payment of the fructis abone writtin, ane hundreth markis, quhairon the said abbot hes gevin his acquittance to the said Lord Flemyng, quhilk zit remanis with him thairon; lxvi lib. xiii s. iiii d. grantit vpon the compt. Summa totalis harum expensarum iii^c^ lxxx lib., et sic restant duo millia centum et quadraginta octo libre quinque solidi et quatuor denarii super dicto Malcolmo domino Flemyng compotante, prefatis venerabili patri et conuentui et loco respondente, prout dictis auditoribus super compotum constabat. Super quibus omnibus et singulis dictus venerabilis pater a me notario publico subscripto sibi fieri peciit et requisiuit vnum vel plura publicum seu publica

KIRKINTULAUCH.

KIRKINTULAUCH.

instrumentum et instrumenta. Acta erant hec in domo siue habitationis loco dicti magistri Ade Otterburne infra predictum oppidum Edinburgi situato, hora quarta post merediem vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra; presentibus ibidem venerabilibus et discretis viris magistro Duncano Burnet vicario de Auchtirhous, Johanne Thomsone burgense de Edinburgh, Waltero Oliphant et Michaele Tulloch cum diuersis aliis testi bus ad premissa vocatis pariter et rogatis.

Et ego Willelmus Meldrum arcium magister, clericus Abirdonensis diocesis, sacra auctoritate apostolica notarius publicus: Quia prescripto compoto ceterisque premissis omnibus et singulis, dum sic vt premittitur dicerentur, agerentur et fierent, vnacum prenominatis testibus presens fui, eaque omnia et singula sic fieri vidi, sciui et audiui, ac in notam sumpsi, ex qua hoc presens publicum instrumentum manu alterius fideliter scriptum exinde confeci et in hanc formam publicam redegi, signo et subscriptione meis solitis et consuetis signaui et subscripsi in fidem, robur et testimonium omnium et singulorum premissorum rogatus et requisitus.

WILLELMUS MELDRUM, notarius publicus.

139. COPIA ACTI SUPER DOMINUM FLEMYNG.

DECIMO die mensis Octobris anno Domini millesimo quingentesimo septimo, quo die Johannes dominus Flemyng monitus est ex sua propria confessione, sub pena excommunicationis submittens se iurisdictioni nostre in hoc casu, ad satisfaciendum venerabili in Christo patri Dauid abbati monasterii de Cambuskynneth de summa quingentarum marcarum monete Scotie tanquam pro grassuma et firma decimarum garbalium ecclesie parrochialis de Kirkintulach sibi domino assedatarum per dictum abbatem pro terminis trium annorum immediate sequentium festum ad uincula Sancti Petri vltimo elapsum in terminis subsequentibus, videlicet, in termino Sancti Martini proximo de

summa octuaginta trium marcarum ad bonum computum, et in festo penthe- KIRKINTULLOCH
costes proxime sequente de summa octuaginta trium marcarum vsque ad plenariam solutionem dicte summe quingentarum marcarum ad bonum cal culum et ratiocinium vt supra.

140. Collatio episcopi eiusdem vicarie magistro Jacobo Lyn.

Gawinus miseratione diuina archiepiscopus Glasguensis, decano Christianitatis nostre [de] Leuenax, seu cuicunque alteri capellano super execution presencium debite requisito, salutem cum benedictione diuina: Quia vicariam perpetuam ecclesie parrochialis Sancti Niniani de Lenze nostre diocesis de jure et facto vacantem per mortem quondam venerabilis viri magistri Johannis Striueling vltimi vicarii et possessoris eiusdem, ad presentationem venerabilium et religiosorum virorum Alexandri abbatis et conuentus monasterii Sancte Marie de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis nostramque collationem ordinariam pleno jure spectantem, dilecto nostro domino Johanni Clerk dicti monasterii canonico, nomine et ex parte venerabilis viri magistri Jacobi Lyn, canonici Dunkeldensis sacrarumque literarum bachalarii formati, nobis ad eandem vicariam per litteras patentes eorundem abbatis et conuentus suo communi sigillo sigillatas presentati, diuine caritatis intuitu contulimus, et eidem de eadem prouidimus, ipsumque dominum Johannem nomine quo supra per annuli nostri digito suo impositionem inuestiuimus in eadem, prout presencium per tenorem damus, conferimus et inuestimus, curam animarum regimenque et administrationem parrochianorum eiusdem sibi committentes: Vobis igitur et vestrum cuilibet precipimus et mandamus quatenus dictum magistrum Jacobum vel suum procuratorem, aut alium eius nomine, in realem, actualem et corporalem seu quasi possessionem dicte vicarie et pertinenciarum eiusdem instituatis et inducatis, inductumque et institutum auctoritate nostra canonice defendatis, sibique de fructibus, redditibus et prouentibus integre

KIRKINTULAUCH

responderi facientes, contradictores, si qui forsan fuerint, per censuram ecclesiasticam arctius compescendo: In signum vero institutionis vestre realis sigillum vestrum in secunda cauda post nostrum, apud prefatum magistrum Jacobum permansurum, presentibus appendatis, vel coram notario et testibus institutionem ipsam faciatis: In quorum omnium et singulorum fidem et testimonium premissorum has presentes litteras collationis, prouisionis et institutionis exinde fieri, et per notarium publicum scribam nostrum subscriptum subscribi et publicari mandauimus, sigillique nostri rotundi iussimus et fecimus appensione communiri: Datas et actas Edinburgi in loco habitationis et solite residencie reuerendi in Christo patris, Gawini episcopi Abirdonenis patrui nostri, die Jouis, primo Marcii, anno Domini millesimo quingentesimo vicesimo quinto, indictione decima quarta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno tertio; presentibus ibidem pro tunc nobili et potenti domino Johanne domino Erskin, venerabilibusque viris magistro Alexandro Erskin rectore de Monyabroth, et Alexandro Spittall vicario de , testibus cum multis aliis ad premissa vocatis et requisitis.

Et ego Thomas Foulis presbyter Sanctiandree diocesis, publicus sacris apostolica et imperiali auctoritatibus notarius, ac dicti reuerendissimi patris scriba, quia prefate vicarie presentationi, presentationis admissioni, collationi, prouisioni et inuesture, ceterisque premissis omnibus et singulis dum, sic vt premittitur, agerentur, dicerentur et fierent, vnacum prenominatis testibus presens interfui; eaque omnia et singula sic fieri et dici vidi, sciui et audiui, ac in notam cepi; ideoque hoc presens publicum instrumentum formam collationis in se continens, manu alterius fideliter scriptum, exinde confeci, signoque et nomine meis solitis et consuetis, vnacum appensione sigilli rotundi dicti reuerendissimi patris, signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum.

141. Possessio eiusdem. KIRKINTULAUCH.

In Dei nomine, amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnationis dominice millesimo quingentesimo vigesimo sexto, mensis vero Junii die decima, indictione decima quarta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno tercio, in mei notarii publici et testium subscriptorum presencia religiosus vir dompnus Willelmus Paterson, canonicus monasterii de Cambuskynneth, personaliter accessit ad presenciam circumspecti viri domini Willelmi Erskin, curati retroscripte ecclesie parrochialis de Lenze, et humiliter requisiuit eundem, nomine et ex parte venerabilis viri retroscripti magistri Jacobi Lyn, ut eum induceret in possessionem actualem vicarie perpetue de Lenze retroscripte, cum omnibus suis juribus et pertinenciis de quibus fuit mentio in retroscriptis litteris: Dictus vero dominus Willelmus Erskin, vt filius obediens, prescriptum dominum Willelmum Paterson canonicum, nomine et ex parte retroscripti magistri Jacobi Lyn, in realem, actualem et corporalem possessionem retroscripte vicarie de Lenze, secundum tenorem retroscriptarum litterarum, vt moris est, induxit et vestiuit, dando eidem domino Willelmo Paterson, nomine retroscripti magistri Jacobi Lyn, clauem hostii ecclesie de Lenze, ac deliberando ei calicem et patenam ac librum missalem summi altaris eiusdem ecclesie, cum ceteris necessariis et oportunis. Super quibus omnibus et singulis, idem dompnus Willelmus Paterson canonicus, nomine quo supra, a me notario publico subscripto sibi fieri petiit vnum seu plura publicum seu publica instrumentum vel instrumenta. Acta erant hec in choro ecclesie de Lenze, hora vndecima ante meridiem vel eocirca, ante celebrationem summe misse, sub anno, die, mense, indictione et pontificatu quibus supra: presentibus ibidem honorabilibus viris Patricio Flemyng balliuo de Kirkintulach, Thoma Gilleis, Andrea Dollare,

KIRKINTULAUCH

Willelmo Craufurd, Willelmo Horn, Johanne Drew et domino Alexandro Broun capellano, cum parrochia inibi presente, et multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Willelmus Litstar presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia predicte institutioni, inductioni et possessioni, ceterisque omnibus et singulis premissis dum, sic vt premittitur, dicerentur, agerentur et fierent, vnacum prenominatis testibus presens personaliter interfui; eaque omnia et singula sic fieri vidi, sciui et audiui, ac in notam cepi, ideoque hoc presens publicum instrumentum manu mea propria fideliter scriptum exinde confeci, et hic me subscribendo, in hanc publicam formam redegi, signoque nomine et subscriptione meis solitis et consuetis signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum.

142. Collatio eiusdem vicarie magistro Duncano Burnet de Kirkintulach.

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnationis dominice millesimo quingentesimo vigesimo septimo, mensis vero Aprilis die septima, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno quarto, in mei notarii publici et testium subscriptorum presencia personaliter constitutus venerabilis vir, magister Duncanus Burnet presbyter, quandam collationis seu prouisionis literam vicarie ecclesie parrochialis Sancti Niniani de Lenze nostre Glasguensis diocesis pergameno scriptam manu sua deferens, signo et subscriptione manuali magistri Johannis Lauder notarii publici in fine roboratam, sigilloque rotundo reuerendissimi patris Gawini miseratione diuina dicti Glasguensis archiepiscopi cera rubea alibi impressa, vt moris est, sigillatam in cauda pendente, discreto viro domino

KIRKINTILLOCH

Willelmo Erskin curato prefate ecclesie, pro executione debita huiusmodi indefienda, reuerencia qua decuit presentauit et deliberauit; quamquidem literam idem curatus ad manus recepit michique notario publico subscripto tradidit perlegendam, tenorem qui sequitur continentem: Gawinus miseratione diuina archiepiscopus Glasguensis, dilecto nobis in Christo Duncano Burnate presbytero Abirdonensis diocesis, in artibus magistro, salutem cum benedictione diuina: Literarum scientia, vite et morum honestas, aliaque laudabilia probitatis et virtutum merita, quibus apud nos fidedigno commendaris testimonio, nos inducunt vt tibi ad gratiam reddamur liberales; cum itaque perpetua vicaria parrochialis ecclesie Sancti Niniani de Lenze Glasguensis diocesis quam nuper venerabilis vir magister Jacobus Lyn, canonicus ecclesie Dunkeldensis, sibi canonice collatam obtinebat, per puram et simplicem ipsius de eadem vicaria in manibus nostris, permutationis causa fiende cum vicaria perpetua parrochialis ecclesie de Vchterhous Dunkeldensis diocesis quam tunc tibi canonice collatam obtinebas, et non alias aliter nec alio modo per discretum et religiosum virum dominum Johannem Clerk, canonicum professum monasterii beate Marie de Cambuskynneth Sanctiandree diocesis, procuratorem suum legitimum ad hoc ab eo specialiter constitutum, et de cuius procurationis mandato per instrumentum publicum magistri Johannis Thome clerici Sanctiandree diocesis, apostolica auctoritate notarii publici, sub data in ecclesia cathedrali Dunkeldensi diei vigesimi quinti mensis instantis Marcii anni, indictionis et pontificatus infrascriptorum, liquido constabat documento, sponte factam et per nos ordinaria auctoritate admissam resignationem vacare noscitur et vacet ad presens. Nos igitur, premissorum meritorum tuorum intuitu, graciam specialem facere volentes, vicariam perpetuam dicte ecclesie parrochialis Sancti Niniani de Lenze sic ut premittitur vacantem, ad presentationem venerabilium et religiosorum virorum dominorum abbatis et conuentus dicti monasterii beate Marie de Cambuskynneth, quotiens eam vacare conti-

KIRKINDLACH

gerit nostramque collationem ordinariam spectantem, tibi magistro Duncano presbytero sufficienti et ydoneo, presentique et acceptanti, ac ad dictam vicariam, vt premittitur, vacantem per venerabilem in Christo patrem dominum Alexandrum, permissione diuina dicti monasterii de Cambuskynneth modernum abbatem et eiusdem loci conuentum, nobis literatorie eorum sub sigillo communi cera rubea albe impressa, sub data apud jamdictum monasterium diei vigesime none eiusdem mensis Marcii instantis anni etc. infrascripti, presentato, cum plenitudine juris canonici ac omnibus juribus et pertinenciis suis, dicta ordinaria auctoritate tenore presencium conferimus et assignamus, ac de eadem tibi prouidemus, teque coram nobis propter hoc personaliter constitutum in corporalem possessionem vicarie juriumque et pertinenciarum predictorum per annuli nostri digito tuo impositionem inuestimus de eadem, curam, regimen et administrationem dicte vicarie tibi plenarie committentes. Quocirca decano Christianitatis nostre de Leuenax, omnibusque aliis et singulis personis ecclesiasticis, presbyteris, curatis et non curatis, notariis et tabellionibus publicis quibuscumque per ciuitatem et diocesim nostras Glasguenses constitutis, tenore presencium committimus et mandamus quatenus ipsi vel alter eorum qui super hoc fuerint vel fuerit requisiti vel requisitus ad dictam [ecclesiam] parrochialem Sancti Niniani de Lenze accedant vel accedat, teque magistrum Duncanum vicarium, vel procuratorem tuum legitimum tuo nomine, in corporalem, realem et actualem possessionem vicarie juriumque et pertinentiarum predictorum auctoritate nostra inducant, instituant et defendant inductum, seu inducat, instituat et defendat inductum, amoto exinde quolibet illicito detentore, tibique vel procuratoribus tuis legitimis pluribus aut vni de vniuersis et singulis fructibus, redditibus, prouentibus, juribus, decimis, obuencionibus et emolumentis dicte vicarie plenarie et integre respondeant seu respondeat et faciant seu faciat ab aliis plenarie et integre responderi, contradictores vero et rebelles, si qui forsan fuerint, per censuram ecclesiasticam auctoritate nostra

arctius compescendo. In quorum omnium et singulorum fidem et testimonium premissorum presentes literas siue hoc presens publicum instrumentum huiusmodi nostram collationem in se continens exinde fieri et per notarium publicum subscriptum nostrum secretarium et tabellionem subscribi et publicari mandauimus, sigillique nostri rotundi jussimus et fecimus appensione communiri. Data et acta in capella regia prope monasterium Sancte Crucis dicte Sanctiandree diocesis anno Incarnationis dominice millesimo quingentesimo vigesimo septimo, die vero vltima mensis Marcii, indictione quinta decima, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina providencia pape septimi anno quarto; presentibus ibidem venerabili patre domino Alexandro abbate de Cambuskynneth, venerabilibus et discretis viris magistris et dominis Roberto Creichtoun preposito ecclesie collegiate beati Egidii de Edinburgh, Johanne Sanchar, Johanne Colquhoun, canonicis ecclesie Glasguensis, Abraham Creichtoun rectore de Upsadillingtoun, Johanne Donaldson vicario de Kingorn, et Alexandro Kyd canonico capelle regie Striuilingensis, cum multis et diuersis aliis testibus ad premissa vocatis specialiter et rogatis. Et ego Johannes Lauder arcium magister, clericus Sanctiandree ciuitatis, publicus sacris apostolica et imperiali auctoritatibus notarius, ac in officio scriptorum archiuii Romane curie matriculatus et descriptus, quia predicte vicarie resignationi, resignationis huiusmodi admissioni ac collationi, prouisioni et vesture predictis ceterisque premissis omnibus et singulis presens et personaliter interfui, ac in notam cepi, ideoque hoc presens publicum instrumentum huiusmodi resignationem, collationem et prouisionem in se continens, manu mea propria scriptum, exinde confeci, subscripsi et publicaui, signoque et nomine meis solitis et consuetis, vnacum appensione sigilli rotundi dicti reuerendissimi patris signaui, rogatus et requisitus in fidem et testimonium veritatis omnium et singulorum premissorum: Quaquidem collationis seu prouisionis litera sic

KIRKINTULLOCH

KIRKINTULAUCH.

presentata, recepta et perlecta, idem dictus dominus Willelmus Erskin curatus, vt obediencie filius volens mandato huiusmodi literarum prescriptarum obtemperare et obedire, ad summum altare dicte ecclesie parrochialis de Lenze accessit, et ibidem per deliberationem calicis cum patena, libri missalis, ornamentorum altaris et clauis hostii in manibus sepefati magistri Duncani, ipsumque magistrum Duncanum Burnate in realem, actualem et corporalem possessionem vicarie dicte ecclesie parrochialis Sancti Niniani de Lenze juriumque et pertinenciarum eiusdem, secundum vim, formam et continenciam suprascriptarum literarum sibi in hac parte directarum, induxit, instituit et inuestiuit: de et super quibus omnibus et singulis sepedictus magister Duncanus a me notario publico subscripto sibi fieri peciit vnum aut plura publicum seu publica instrumentum vel instrumenta. Acta erant hec infra dictam ecclesiam parrochialem de Lenze, apud summum altare eiusdem, hora decima ante meridiem vel eocirca, tempore summe misse, parrochianis congregatis, sub anno, die, mense, indictione et pontificatu quibus supra; presentibus ibidem prouidis et honestis viris, Patricio Flemyng, Thoma Gelis, Roberto Dolar, Archibaldo Boid, Thoma Scot, Willelmo Garschore de eodem, Malcolmo Cunyngburgh, Jacobo Auchinlek, Willelmo Craufurd parrochianis dicte ecclesie, Waltero Drew et Roberto Nicholl, testibus, cum multis aliis ad premissa vocatis pariter et requisitis et rogatis.

Et ego Willelmus Litstar presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia suprascriptarum literarum presentationi, receptioni et perlecture, prenominate vicarie possessionis seu institutionis dationi, ceterisque omnibus aliis et singulis premissis dum, sic ut premittitur, dicerentur, agerentur et fierent, vnacum prenominatis testibus presens interfui, eaque omnia et singula sic fieri [et] dici vidi, sciui et audiui ac in notam cepi, ideoque hoc presens publicum instrumentum, manu propria mea fideliter scriptum, exinde confeci, et hic me subscribendo, in hanc publicam

formam redegi, signoque nomine et subscriptione meis solitis et consuetis signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum. KIRKINTILLOCH

143. Collatio vicarie perpetue parrochialis ecclesie Sancti Niniani de Lenze pro magistro Alexandro Annande.

Gawinus miseratione diuina archiepiscopus Glasguensis, dilecto nobis in Christo magistro Alexandro Annande vicario perpetuo parrochialis ecclesie Sancti Niniani de Lenze nostre diocesis, salutem cum benedictione diuina: Literarum sciencia viteque ac morum honestas, aliaque laudabilia probitatis et virtutum merita quibus apud nos fidedigno commendaris testimonio, nos inducunt vt tibi ad gratiam reddamur liberales: Cum itaque vicaria perpetua dicte parrochialis ecclesie Sancti Niniani de Lenze nostre diocesis quam nuper venerabilis vir magister Duncanus Burnet illius vltimus possessor obtinebat, per resignationem ipsius de eadem, permutationis causa facte cum vicaria pensionaria ecclesie parrochialis de Fern Dunkeldensis diocesis, quam tu Alexander nuper obtinebas, in manibus nostris personaliter et sponte factam et per nos admissam, et non alias vacare noscatur et vacet ad presens; nos igitur premissorum meritorum tuorum intuitu graciam speciadem facere volentes, vicariam predictam sic vt premittitur vacantem ad presentationem venerabilium et religiosorum virorum dominorum abbatis et conuentus monasterii beate Marie de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis, nostramque collationem ordinariam spectantem, tibi magistro Alexandro Annande clerico, tanquam sufficienti et ydoneo, presentique et acceptanti, et ad prefatam vicariam per venerabilem in Christo patrem dominum Alexandrum permissione diuina abbatem et religiosos viros conuentum dicti monasterii de Cambuskynneth, eiusdem patronos, nobis literatorie eorum sub sigillo communi cera rubea albe impressa presentato, cum plenitudine juris canonici ac omni-

KIRKINTULAUCH.

bus suis juribus et pertinenciis tenore presentium conferimus et assignamus, ac de eadem tibi prouidemus, teque coram nobis propter hoc personaliter constitutum in corporalem possessionem, seu quasi, vicarie perpetue juriumque et pertinenciarum predictorum per annuli nostri digito tuo impositionem inuestimus de eadem, curam, regimen et administrationem dicte vicarie plenarie committendo : Quocirca decano Christianitatis nostre de Leuenax omnibusque aliis et singulis personis ecclesiasticis, presbyteris, curatis et non curatis, notariisque et tabellionibus publicis quibuscunque per ciuitatem et diocesim nostras Glasguenses constitutis, tenore presencium committimus et mandamus quatenus ipsi vel eorum alter qui super hoc fuerint requisiti seu fuerit requisitus ad prefatam parrochialem ecclesiam Sancti Niniani de Lenze accedant vel accedat, teque magistrum Alexandrum vicarium vel procuratorem tuum legitimum tuo nomine in corporalem, realem et actualem possessionem vicarie juriumque et pertinenciarum predictorum auctoritate et vice nostris inducant, instituant, et defendant inductum, seu inducat, instituat et defendat inductum, amoto exinde quolibet illicito detentore, tibique vel procuratoribus tuis legitimis pluribus aut vni de vniuersis et singulis fructibus, redditibus, prouentibus, juribus, decimis, obuencionibus et emolumentis dicte vicarie plenarie et integre respondeant seu respondeat, et faciant seu faciat ab aliis quantum in eiis fuerit plenarie et integre responderi, contradictores vero et rebelles, si qui forsan fuerint, per censuram ecclesiasticam auctoritate nostra arctius compescendo : In quorum omnium et singulorum fidem et testimonium premissorum presentes literas siue hoc presens publicum instrumentum huiusmodi nostram collationem in se continens exinde fieri et per notarium publicum subscriptum nostrum secretarium nostrum subscribi et publicari mandauimus, sigillique nostri rotundi jussimus et fecimus appensione communiri. Datum et actum in palatio nostro Glasguensi, sub anno incarnationis Dominice millesimo quingentesimo trigesimo, die vero vigesimo secundo mensis Septembris, indic-

tione tertia, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno septimo; presentibus ibidem discretis viris domino Georgeo Drummond capellano, Jacobo Wallace, Thoma Dunbar et Johanne Chalmer laicis, testibus ad premissa vocatis pariterque rogatis. KIRKINTILLOCH

Et ego Johannes Lauder arcium magister, clericus Sanctiandree ciuitatis, publicus sacris apostolica et imperiali auctoritatibus notarius, ac in officio scriptorum archiuii Romane curie matriculatus et descriptus, quia predicte vicarie ex causa permutationis resignationi ac resignationis huiusmodi admissioni necnon et collationi, prouisioni et inuestur predictis, ceterisque premissis omnibus et singulis, vnacum prenominatis testibus, presens personaliter interfui et in notam cepi, ideoque hoc presens publicum instrumentum huiusmodi collationem in se continens, manu aliena fideliter scriptum, exinde confeci, subscripsi et publicaui, signoque et nomine meis solitis et consuetis vna cum appensione sigilli rotundi dicti reuerendissimi patris signaui, rogatus et requisitus in fidem et testimonium veritatis omnium et singulorum premissorum. JOHANNES LAUDER, notarius publicus.

144. POSSESSIO EIUSDEM VICARIE.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnationis dominice millesimo quingentesimo trigesimo, mensis vero Septembris die vicesimo quinto, indictione tercia, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno septimo, ac regni excellentissimi principis supremi domini nostri Jacobi quinti anno decimo octauo, in mei notarii publici et testium subscriptorum presencia personaliter constitutus venerabilis vir magister Alexander Annande clericus, retroscriptas litteras collationis seu prouisionis vicarie ecclesie parrochialis de Lenze retroscripte manu sua deferens, signo et subscriptione

KIRKINTULLOCH

manibus magistri Johannis Lauder notarii publici in fine roboratas, cum sigillo rotundo reuerendissimi patris Gawini archiepiscopi Glasguensis cera rubea albe impressa vt moris est sigillatas in cauda pendenti, reuerencia qua decuit presentauit et deliberauit: Quas quidem literas discretus vir dominus Andreas Simson curatus de Lenze ad manus recepit, michique notario publico subscripto tradidit perlegendas, tenorem qui retroscribitur continentes: qua quidem litera sic presentata, perlecta et publicata, idem dictus dominus Andreas Symson curatus, vt obediencie filius retroscriptarum literarum mandato volens obedire sibi in hac parte directarum, ad summum altare retroscripte ecclesie accessit, et ibidem per calicis cum patena, libri missalis, ornamentorum altaris et hostii clauis deliberationem in manibus dicti magistri Alexandri, institutionem totius et integre vicarie perpetue retroscripte ecclesie Sancti Niniani de Lenze, cum vniuersis suis fructibus, redditibus, oblationibus, obuentionibus, prouentibus, juribus, decimis et emolumentis ac pertinenciis quibuscunque, secundum tenorem, effectum et continenciam literarum retroscriptarum contulit et tradidit, necnon ipsum dictum magistrum Alexandrum in realem, actualem et corporalem possessionem huiusmodi vicarie cum pertinenciis induxit et inuestiuit. De et super quibus omnibus et singulis memoratus magister Alexander a me notario publico subscripto sibi fieri peciit vnum seu plura publicum aut publica instrumentum vel instrumenta. Acta erant hec infra parrochialem ecclesiam retroscriptam de Lenze, apud summum altare eiusdem, hora decima ante merediem vel eocirca, tempore summe misse, parrochianis congregatis, sub anno, die, mense, indictione et pontificatu quibus supra; presentibus ibidem prouidis et honestis viris Andrea Flemyng, Thoma Scot, Andrea Scott, Thoma Gelis, Roberto Gilleis et Andrea Philpson, testibus cum multis aliis ad premissa vocatis pariter et rogatis.

Et ego Gawinus Clerk presbyter Sanctiandree diocesis, sacris apostolica,

imperiali et regali auctoritatibus publicus notarius, quia retroscripte collationis litere presentationi, receptioni, perlecture, huiusmodi vicarie de Lenze institutionis et possessionis dationi, ceterisque premissis et omnibus ac singulis dum, sic vt premittitur, agerentur, dicerentur et fierent, vnacum prenominatis testibus presens personaliter interfui, eaque omnia et singula sic fieri et dici vidi, sciui, et audiui, ac in notam cepi, ideoque hoc presens publicum instrumentum, manu mea propria fideliter ac celeriter scriptum, exinde confeci et in hanc publicam formam redegi, signoque et nomine meis solitis et consuetis signaui, in fidem, robur et testimonium veritatis omnium et singulorum premissorum, rogatus et requisitus. KIRKINTULAUCH.

GAWINUS CLERK, notarius publicus

145. DONATIO ECCLESIE DE KILMARONOCH.

ROBERTUS Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem : Sciatis nos pro salute anime nostre, ac pro salute animarum omnium antecessorum et successorum nostrorum regum Scotie, dedisse, concessisse et hac carta nostra presenti confirmasse Deo et beate Marie virgini et religiosis viris abbati et canonicis monasterii de Cambuskynneth ibidem Deo seruientibus et imperpetuum seruituris, aduocationem siue jus patronatus ecclesie de Kilmoronok : Tenendam et habendam eisdem religiosis et eorum successoribus in proprios vsus suos in liberam, puram et perpetuam elemosinam, adeo libere et quiete, plene, pure, integre et honorifice cum omnimodis libertatibus, commoditatibus, asiamentis et iustis pertinenciis suis sicut aduocatio siue jus patronatus alicuius ecclesie per totum regnum nostrum alicui monasterio siue pio loco per nos aut per predecessores nostros reges Scotie collata liberius, quietius, plenius, purius, integrius aut honorificentius dari poterit aut concedi. In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus apponi : testibus venerabilibus in Christo KILMARONOK.

KILMARONOK

patribus Willelmo, Willelmo et Gilberto Sanctiandree, Dunkeldensis et Sodorensis ecclesiarum Dei gracia episcopis, Barnardo abbate de Abirbrothok cancellario nostro, Duncano comite de Fyffe, Waltero senescallo Scotie, Jacobo domino de Dowglas et Alexandro Fraser camerario nostro Scotie, militibus, apud Sconam, sexto decimo die Januarii, anno regni nostri xx°.

146. Confirmatio ecclesie predicte.

Universis Christi fidelibus ad quorum noticiam presens scriptum peruenerit, Johannes miseratione diuina episcopus Glasguensis, salutem in Domino sempiternam : Nouerit vniuersitas vestra quod cum magnificus princeps, dominus Robertus Dei gracia rex Scotorum illustris, aduocationem siue jus patronatus ecclesie de Kilmoronok nostre diocesis religiosis viris abbati et conuentui monasterii de Cambuskynneth et eorum monasterio, pie ac deuote, pro salute anime sue et pro salute animarum antecessorum et successorum suorum regum Scotorum, perpetuo contulisset, et nos tam viua voce quam per literas suas patentes cum instancia sepius requisisset quod dictam ecclesiam dictis religiosis in suos proprios vsus graciose conferre dignaremur, nos tam deuotionem dicti domini regis quam hospitalitates, quas dicti religiosi indesinenter perficiunt, corditer attendentes, vtilitate et honore ecclesie nostre pensatis, ipsam ecclesiam de Kilmoronok cum terris, decimis, obuencionibus et omnibus aliis iustis pertinenciis suis, predictis religiosis et eorum successoribus ac monasterio suo de Cambuskynneth predicto, diuine pietatis intuitu pro nobis et successoribus nostris in suos vsus proprios damus, concedimus et episcopali auctoritate presenti scripto imperpetuum confirmamus, et ipsos religiosos in dictam ecclesiam per annulum nostrum inuestimus, saluo iure veri rectoris eiusdem ecclesie donec cedat vel decedat, seu alio modo de jure fuerit amouendus ; reseruata tamen nobis ordinatione vicarie eiusdem ecclesie cum ipsam vacare contigerit ; et ille vicarius cum institutus fuerit respondebit

de omnimodis oneribus ordinariis et de extraordinariis pro rata portionis sue. In cuius rei testimonium presenti scripto sigillum nostrum est appensum. Datum et actum apud monasterium de Cambuskynneth predictum vicesimo secundo die mensis Nouembris, anno gracie millesimo tricentesimo vicesimo quinto.

147. Confirmatio Capituli Glasguensis ecclesie predicte.

Uniuersis Christi fidelibus presentes literas inspecturis, decanus et capitulum Glasguense, salutem in salutis auctore: Noueritis nos inspexisse litteras domini Roberti Dei gracia regis Scotorum illustris et venerabilis patris domini Johannis eadem gracia episcopi Glasguensis, super concessione, donatione et confirmatione ecclesie de Kilmoronok Glasguensis diocesis factis abbati et conuentui de Cambuskynneth, non cancellatas, non viciatas nec abolitas, sub infrascripto tenore: Robertus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciatis nos pro salute anime nostre, ac pro salute animarum omnium antecessorum et successorum nostrorum regum Scotorum, dedisse, concessisse et hac presenti carta nostra confirmasse Deo et beate Marie virgini et religiosis viris abbati et conuentui de Cambuskynneth ibidem Deo seruientibus, et imperpetuum seruituris, aduocationem siue jus patronatus ecclesie de Kilmoronok: Tenendam et habendam eisdem religiosis et eorum successoribus in proprios vsus suos, in liberam, puram et perpetuam elemosinam, adeo libere et quiete, plenarie, pure, integre et honorifice, cum omnimodis libertatibus, commoditatibus, asiamentis et iustis pertinenciis suis, sicut aduocatio siue jus patronatus alicuius ecclesie per totum regnum nostrum alicui monasterio siue pio loco per nos aut per predecessores nostros reges Scotie collata liberius, quietius, plenius, purius, integrius aut honorificentius dari poterit vel concedi. In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus apponi;

KILMARONOK.

testibus venerabilibus in Christo patribus, Willelmo, W[illelmo] et Gilberto Sanctiandree, Dunkeldensis et Sodorensis ecclesiarum Dei gracia episcopis, Barnardo abbate de Abirbrothok cancellario nostro, Duncano comite de Fyff, Waltero senescallo Scotie, Jacobo domino de Douglas et Alexandro Fraser camerario nostro Scotie, militibus, apud Sconam, sexto decimo die Januarii, anno regni nostri vicesimo. Vniuersis Christi fidelibus ad quorum noticiam presens scriptum peruenerit, Johannes miseratione diuina episcopus Glasguensis, salutem in Domino sempiternam: Nouerit vniuersitas vestra quod cum magnificus princeps dominus Robertus Dei gracia rex Scotorum illustris aduocationem siue jus patronatus ecclesie de Kilmoronok nostre diocesis, religiosis viris abbati et conuentui monasterii de Cambuskynneth et eorum monasterio pie ac deuote, pro salute anime sue, et pro salute animarum antecessorum ac successorum suorum regum Scotorum, perpetuo contulisset, et nos tam viua voce quam per literas suas patentes cum instancia sepius requisisset quod dictam ecclesiam dictis religiosis in suos proprios vsus graciose conferre dignaremur, nos tam deuotionem dicti domini regis quam hospitalitates, quas dicti religiosi indesinenter perficiunt, corditer attendentes, vtilitate et honore ecclesie nostre pensatis, ipsam ecclesiam de Kilmoronok cum terris, decimis, obuencionibus et omnibus aliis iustis pertinenciis suis, predictis religiosis et eorum successoribus ac monasterio suo de Cambuskynneth predicto, diuine pietatis intuitu pro nobis et successoribus nostris, in suos proprios vsus damus, concedimus et episcopali auctoritate presenti scripto imperpetuum confirmamus, et ipsos religiosos in dictam ecclesiam per annulum nostrum inuestimus; saluo jure veri rectoris eiusdem ecclesie, donec cedat vel decedat seu alio modo de jure fuerit amouendus; reseruata tamen nobis ordinatione vicarie eiusdem ecclesie cum ipsam vacare contigerit; et ille vicarius cum institutus fuerit respondebit nobis et archidiacono nostro qui pro tempore fuerit de omnimodis oneribus ordinariis, et prefati abbas et

conuentus vnacum predicto vicario de extraordinariis pro rata suarum portionum respondebunt. In cuius rei testimonium presenti scripto sigillum nostrum est appensum: Datum et actum apud monasterium de Cambuskynneth predictum vicesimo secundo die mensis Februarii, anno gracie millesimo tricentesimo vicesimo quinto: Quas quidem concessiones et donationes, sic vt scriptum est, ratas et firmas habentes ipsas tenore presencium et communi consilio capituli nostri et assensu confirmamus et communis sigilli nostri capituli appositione roboramus: Datum apud Glasgew die Veneris proximo post festum translationis Sancti Thome Martiris, anno gracie millesimo tricentesimo vicesimo septimo. KILMARONOK

148. Institutio ecclesie predicte.

Johannes Dei gracia episcopus Glasguensis, decano Christianitatis de Leuenax salutem cum benedictione diuina: Cum excellentissimus princeps et dominus noster dominus Robertus Dei gracia rex Scotorum illustris aduocationem siue jus patronatus ecclesie de Kilmoronok nostre diocesis religiosis viris abbati et conuentui monasterii de Cambuskynneth et eorum monasterio pie contulisset ac deuote, cuius confirmacionem predicti religiosi a nobis et capitulo nostro jamdudum obtinuerunt; nos igitur, dictorum religiosorum angustiis et eorum monasterii paterno fauore notabili compacientes indigencie, ipsam ecclesiam de Kilmoronok cum terris, decimis, obuencionibus et omnibus aliis iustis pertinenciis suis prefatis religiosis et eorum successoribus ac monasterio suo predicto, diuine pietatis intuitu, presencium tenore conferimus per resignationem domini Johannis de Lindesay vltimi rectoris eiusdem de jure et de facto vacantem, reseruata tamen nobis ordinatione vicarie eiusdem ecclesie ad presentationem dictorum religiosorum cum ipsam vacare contigerit, vnde vobis in virtute sancte obediencie firmiter iniungendo mandamus quatenus prefatos abbatem et conuentum in predictam ecclesiam cum omnibus suis pertinenciis, vt premissum est, instituatis et in corporalem possessionem eiusdem inducatis

KILMARONOK.

ac defendatis inductos, sibique de fructibus et obuentionibus eiusdem integre responderi faciatis, contradictores et rebelles, si qui fuerint, per censuram ecclesiasticam arctius compescentes; ad quod vobis plenitudinem potestatis committimus per presentes: In signum vero huius institutionis traditeque possessionis presentibus penes prefatos institutos perpetuo remansuris sigillum vestrum apponatis. Datum sub sigillo nostro apud Glasgw die Marcurii proximo ante festum Sancti Barnabe apostoli, anno gracie millesimo tricentesimo vicesimo octavo.

149. Item de procurationibus dicte ecclesie.

Omnibus Christi fidelibus ad quos presentes litere peruenerint officialis curie Glasguensis salutem in Domino sempiternam: Noueritis quod cum coram nobis in consistorio Glasguensi causa esset diucius ventilata inter abbatem et conuentum monasterii de Cambuskynneth rectores ecclesie parrochialis de Kilmoronok actores ex parte vna, et dominum Mauricium perpetuum vicarium eiusdem reum ex parte altera, circa solutionem procurationum predicte ecclesie, quarum solutionem asseruerunt predicti abbas et conuentus ad predictum vicarium pertinere; tandem dicta causa per amicabilem compositionem cepit finem coram nobis in iudicio in hunc modum, videlicet, quod dictus dominus Mauricius vicarius ecclesie predicte a die confectionis presencium, sine contradictione quacunque, procurationes predicte ecclesie de Kilmoronoch, cum per visitationem canonicam debeantur, soluat in futurum; et dicti abbas et conuentus omnes expensas factas in lite et circa litem ac etiam omnia alia contenta in libello siue petita remiserunt ac dictum vicarium quietum clamant imperpetuum per presentes; et hoc omnibus quorum interest vel interesse poterit in futurum notificamus per presentes: In cuius rei testimonium sigillum officii nostri presentibus est appensum. Datum et actum apud Glasgw in maiori ecclesia eiusdem in consistorio ibidem celebrato die Martis, videlicet, vltimo die Januarii, anno Domini millesimo tricentesimo quinquagesimo primo.

150. Kilmaronok ecclesie confirmatio pape.

KILMARONOK.

Johannes episcopus seruus seruorum Dei, dilectis filiis abbati et conuentui monasterii de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis salutem et apostolicam benedictionem: Cum a nobis petitur quod iustum est et honestum, tam vigor equitatis quam ordo exigit rationis vt id per solicitudinem nostri officii ad debitum perducatur effectum, sane petitio vestra nobis exhibita continebat quod clare memorie Robertus rex Scotie illustris, olim patronus parrochialis ecclesie de Kilmaronok Glasguensis diocesis, de propria salute cogitans et cupiens terrena in celestia et transitoria in eterna felici commercio commutare, pro sue ac progenitorum et successorum suorum animarum salute, jus patronatus, quod in dicta ecclesia obtinebat, vobis et monasterio vestro pia et prouida liberalitate donauit, prout in patentibus literis inde confectis, dicti regis sigillo munitis, dicitur plenius contineri: Nos itaque, vestris supplicationibus inclinati, quod super hoc ab eodem rege prouide factum est ratum habentes et gratum, id auctoritate apostolica confirmamus et per presentis scripti patrocinium communimus; nulli ergo omnino hominum liceat hanc paginam nostre confirmationis infringere, vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum. Datum Auinione decimo Kalendas Julii, pontificatus nostri anno decimo octauo.

151. Kilmaronok noua commissio approbans donacionem episcopi.

Clemens episcopus seruus seruorum Dei, venerabili fratri episcopo Glasguensi salutem et apostolicam benedictionem: Hiis que pro salubri statu ecclesiarum et monasteriorum prouide facta sunt vt illibata permaneant libenter partes nostre solicitudinis adhibemus, exhibita siquidem nobis nuper pro parte dilectorum filiorum Willelmi abbatis et conuentus monasterii de Cambuskyn-

KILMARONOK

neth, ordinis Sancti Augustini, Sanctiandree diocesis, peticio continebat quod dudum bone memorie Johannes episcopus Glasguensis predecessor tuus, attendens vt asserebat quod inclite memorie Robertus rex Scotorum aduocationem siue jus patronatus quam seu quod habebat in parrochiali ecclesia de Kilmaronok tue diocesis abbati dicti monasterii qui tunc erat ac conuentui et monasterio predictis contulerat, et quod demum per eosdem abbatem et conuentum ab ipso Johanne episcopo et dilectis filiis capitulo ecclesie Glasguensis, confirmatione collationis huiusmodi per dictum regem eiis vt prefertur facte obtenta, idem Johannes episcopus, ipsorum abbatis et conuentus indigencie compaciens, dictam parrochialem ecclesiam tunc per liberam resignationem quondam Johannis de Lindesay olim ipsius ecclesie rectoris per eum in manibus ipsius Johannis episcopi extra Romanam curiam sponte factam, et per eundem episcopum extra dictam curiam auctoritate ordinaria admissam, vacantem cum omnibus terris, decimis et aliis juribus, obuentionibus et pertinenciis suis abbati et conuentui ac monasterio prefatis et ipsius abbatis successoribus vniuersis eadem auctoritate contulit et donauit, reseruata sibi ordinatione perpetue vicarie pro vicario perpetuo in eadem ecclesia per eum cum ipsam vacare contigerit ad presentationem abbatis et conuentus predictorum instituendo, prout in literis auctenticis eiusdem Johannis episcopi sigillo munitis dicitur plenius contineri : Quare pro parte dictorum Willelmi abbatis et conuentus nobis extitit humiliter supplicatum, vt cum ipsi dictam parrochialem ecclesiam, in qua, sicut asserunt, per eundem Johannem episcopum de fructibus, redditibus et prouentibus eiusdem ecclesie congrua portio pro vicario perpetuo ipsius ecclesie extitit ordinata et etiam assignata, vigore collationis et donationis huiusmodi fuerunt assecuti illamque per quadraginta annos et vltra possederunt prout adhuc possident pacifice et quiete, collationi et donationi huiusmodi per dictum Johannem episcopum, vt prefertur, factis et aliis premissis robur confirmacionis adicere, et omnem defectum, si quis forsan in eiis inter-

uenisset supplere de benignitate apostolica dignaremur: Nos igitur, de premissis KILMARONOK.
certam noticiam non habentes, fraternitati tue, de qua in hiis et aliis specialem in Domino fiduciam obtinemus, per apostolica scripta mandamus, quatenus si premissa repereris veritate fulciri, collationem et donationem predictas per dictum Johannem episcopum vt prefertur factas et quecunque inde secuta, etiam si dicta parrochialis ecclesia dispositioni apostolice specialiter reseruata, aut eius collatio ad sedem apostolicam, juxta statuta Lateranensis consilii, legitime deuoluta existat, auctoritate apostolica approbes et confirmes, supplens omnem defectum, si quis forsan interuenerit in eisdem ; et nichilominus si dicta portio per dictum Johannem episcopum, vt prefertur, assignata congrua non existat, de fructibus et prouentibus eiusdem ecclesie pro perpetuo vicario huiusmodi congruam portionem assignes, ex qua idem vicarius congrue sustentari valeat, episcopalia jura soluere et alia onera sibi incumbencia commode supportare. Volumus autem quod approbatio et confirmatio huiusmodi, si eas per te fieri contingat, perinde valeant, plenumque sortiantur effectum, ac si collatio et donatio predicte per nos ex certa scientia cum insertione tenoris literarum earundem confirmate, ac defectus huiusmodi, si qui forsan in collatione et donatione predictis interuenissent, suppleti extitissent. Datum Auinione sexto nonas Octobris, pontificatus nostri anno primo.

152. Collatio Vicarie de Kilmaronoch.

Robertus miseratione diuina Glasguensis archiepiscopus, decano nostro Christianitatis de Leuenax necnon vniuersis et singulis aliis presbyteris, curatis et non curatis, infra nostram prouinciam vbilibet constitutis et super presencium executione debite requisitis, salutem cum benedictione diuina : Quia vicariam perpetuam ecclesie parrochialis de Kilmaronok nostre diocesis de jure et de facto vacantem per resignationem seu dimissionem magistri Dauid Cunynghame procuratoris et eo nomine domini Andree Quhiteheid vltimi vicarii et possessoris

KILMARONOK.

eiusdem, de cuius procurationis mandato nobis lucide constabat causa permutationis et non alias cum rectoria de Auldkrathy, Sanctiandree diocesis, quam vltime possidebat dominus Jacobus Ramsay, in manibus nostris sponte factam ad presentationem hoc mense abbatis et conuentus de Cambuskynneth nostramque collationem ordinariam pleno jure spectantem, discreto viro domino Johanni Naper nobis literatorie presentato contulimus, prout presencium tenore conferimus per presentes, causa permutationis et non alias vt supra, ipsumque dominum Johannem coram nobis personaliter constitutum per annuli nostri digito suo impositionem inuestimus in eadem, curam, regimen et administrationem eiusdem sibi plenarie committimus; vobis igitur et vestrum cuilibet in virtute sancte obediencie et sub pena suspensionis a diuinis stricte precipimus et mandamus quatenus prefatum dominum Johannem, vel procuratorem suum pro eo, in et ad actualem, realem et corporalem possessionem dicte vicarie juriumque et pertinenciarum eiusdem iuducatis et instituatis, inductumque et institutum canonice defendatis, sibique vel procuratori suo super vniuersis et singulis fructibus, redditibus et prouentibus integre responderi faciatis, contradictores vero et rebelles, si qui forsan fuerint, auctoritate nostra arctius compescendo : Et vos qui presentes executi fueritis sigillum vestrum in secunda cauda post nostrum appendatis vel per notarium publicum alias notificari faciatis, apud prefatum dominum Johannem pro perpetuo remansuras. In quorum omnium et singulorum fidem et testimonium premissorum has presentes nostras collationis literas exinde fieri et per notarium publicum subscriptum nostrum in hac parte scribam subscribi et publicari mandauimus, sigillique nostri rotundi iussimus et fecimus appensione communiri apud ciuitatem nostram Glasguensem die tertio mensis Septembris, anno Domini millesimo quingentesimo septimo, indictione decima, pontificatus sanctissimi in Christo patris et domini nostri domini Julii diuina prouidencia pape secundi anno quarto, et nostre consecrationis vicesimo quinto, hora octaua ante merediem vel eo circa, presentibus

ibidem dominis Alexandro Napare milite filio et apparente herede Archibaldi Napere de Marchanistoune, Johanne Rankyn rectore de Hutoune, Johanne Blakader, Johanne Lokkart et Thoma Fortoune testibus ad premissa vocatis pariter et rogatis. KILMARONOK

Et ego Johannes Gibson arcium magister, presbyter Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia premissis omnibus et singulis dum sic vt premittitur agerentur, dicerentur et fierent vnacum prenominatis testibus personaliter interfui, eaque omnia et singula sic fieri vidi, sciui et audiui ac in notam cepi, ex qua hoc presens publicum instrumentum manu propria fideliter scriptum exinde confeci et in hanc publicam formam redegi, signoque et nomine meis solitis et consuetis hic me subscribendo signaui in fidem et testimonium omnium et singulorum premissorum rogatus et requisitus.

153. Collatio vicarie de Kilmaronok pro domino Richardo Striueling.

Jacobus miseratione diuina Glasguensis archiepiscopus, decano Christianitatis de Leyenax, necnon vniuersis et singulis aliis presbyteris, curatis et non curatis, infra nostram prouinciam vbilibet constitutis, et super presencium executione debite requisitis, salutem cum benedictione diuina: Quia vicariam perpetuam ecclesie parrochialis de Kilmaronok nostre diocesis de jure et de facto vacantem per mortem quondam domini Johannis Napar vltimi vicarii et possessoris eiusdem ad presentationem venerabilis in Christo patris Alexandri abbatis monasterii beate Marie de Cambuskynneth et eiusdem loci conuentus nostramque collationem ordinariam pleno jure spectantem discreto viro domino Richardo Striueling presbytero nobis per dictum abbatem et conuentum literatorie presentato, diuine caritatis intuitu, contulimus, prout presencium tenore conferimus et de eadem sibi prouidemus, ipsum dominum Richardum coram

KILMARONOK.

nobis personaliter constitutum per annuli nostri digito suo impositionem inuestimus in eadem, curam, regimen et administrationem eiusdem sibi plenarie committendo; vobis igitur et vestrum cuilibet in virtute sancte obediencie et sub pena suspensionis a diuinis stricte precipimus et mandamus quatenus prefatum dominum Richardum vel procuratorem suum pro eo, in et ad realem, actualem et corporalem possessionem dicte vicarie juriumque et pertinenciarum eiusdem inducatis et instituatis, inductumque et institutum canonice defendatis, sibique aut procuratori suo super vniuersis et singulis fructibus, redditibus et prouentibus eiusdem integre responderi faciatis; contradictores vero et rebelles, si qui forsan fuerint, auctoritate nostra arctius compescendo: Et vos, qui presentes executi fueritis, sigillum vestrum in secunda cauda post nostrum appendatis aut per notarium publicum alias notificari faciatis, apud prefatum dominum Richardum pro perpetuo remansuras: In quorum omnium et singulorum fidem et testimonium premissorum has presentes nostras collationis literas exinde fieri et per notarium publicum subscriptum scribam nostrum subscribi et publicari mandauimus, sigillique nostri rotundi jussimus et fecimus appensione communiri, apud oppidum Edinburgi die decimo tertio mensis Maii, anno Domini millesimo quingentesimo vigesimo secundo, indictione decima, pontificatusque sanctissimi in Christo patris et domini nostri domini N. quia hoc in regno hucusque nobis non constat de nomine noui pontificis moderni, anno eius primo, et nostre consecrationis decimo quarto, hora intermedia ad terciam post meridiem vel circa: presentibus ibidem honorabilibus viris Alexandro Jardin de Apilgarth, Johanne Striuiling de Kere, militibus, domino Johanne Clerk canonico dicti monasterii de Cambuskynneth, Johanne Scrimgeour clauigero et Georgeo Dury, testibus ad premissa vocatis pariter et rogatis.

Et ego Johannes Bannatyne arcium magister, clericus Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, quia premissis omnibus et

singulis dum sic vt premittitur agerentur, dicerentur et fierent vnacum prenominatis testibus presens interfui, eaque omnia et singula sic fieri vidi, sciui et audiui ac in notam cepi, ideoque hoc presens publicum instrumentum siue has presentes collationis literas manu aliena, me aliis arduis occupato, scriptum exinde confeci et in hanc publicam formam redegi, nomineque et signo meis solitis et consuetis signaui et subscripsi in fidem et testimonium omnium et singulorum premissorum per dictos venerabilem patrem Alexandrum et Richardum vicarium rogatus et requisitus.

154. Instrumentum possessionis dicte vicarie.

In nomine Domini amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod die decimoquinto, mense, anno et indictione et pontificatu retroscriptis, in mei notarii publici et testium subscriptorum presencia discretus vir dominus Richardus Striueling presbyter personaliter accessit ad presenciam circumspecti viri domini Alexandri Libburn curati de Kilmaronok et humiliter requisiuit eundem vt eum induceret in possessionem actualem vicarie perpetue de Kilmaronok cum omnibus suis juribus et pertinenciis de quibus fuit mentio in retroscriptis literis; dictus vero dominus Alexander Lilburn, vt filius obediens, retroscriptum dominum Richardum Striueling in realem, actualem et corporalem possessionem dicte vicarie de Kilmaronok secundum tenorem retroscriptarum literarum, vt moris est, induxit et inuestiuit, dando eidem domino Ricardo Striueling clauem hostii ecclesie de Kilmaronok, ac deliberando ei calicem et patenam ac librum missalem summi altaris eiusdem ecclesie cum ceteris necessariis et oportunis: Super quibus omnibus et singulis idem dominus Ricardus Striueling a me notario publico subscripto sibi fieri peciit vnum seu plura publicum seu publica instrumentum seu instrumenta: Acta erant hec in choro ecclesie de Kilmaronok hora nona ante meridiem vel eo circa, sub anno, die, mense, indictione et pontificatu

KILMARONOK

retroscriptis; presentibus ibidem honorabilibus viris Dauid Alloway, Willelmo Robeson et Alexandro Gardnar cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Jacobus Wilsoun presbyter Dunkeldensis diocesis, publicus auctoritate apostolica notarius, quia predictis institutioni et possessioni ceterisque premissis omnibus et singulis, dum sic vt premittitur agerentur, dicerentur et fierent, vnacum prenominatis testibus presens interfui, eaque omnia et singula sic fieri vidi, sciui et audiui ac in notam sumpsi, ideoque hoc presens publicum instrumentum manu aliena fideliter scriptum exinde confeci, signoque nomine et cognomine meis solitis et consuetis signaui, rogatus et requisitus in fidem veritatis et testimonium omnium et singulorum premissorum.

155. Collatio vicarie de Kilmaronok pro magistro Roberto Grahame.

Gawinus miseratione diuina archiepiscopus Glasguensis decano Christianitatis nostre de Leuenax, necnon vniuersis et singulis aliis presbyteris, curatis et non curatis, infra nostram diocesim vbilibet constitutis et super presencium execucione debite requisitis, salutem cum benedictione diuina: Quia vicariam perpetuam ecclesie parrochialis de Kilmaronok nostre diocesis de jure et de facto vacantem per puram et simplicem resignationem dilecti nostri magistri Walteri Mailuile illius vltimi vicarii et possessoris causa permutationis et non alias cum officio seu beneficio clericatus parrochialis ecclesie Sancti Patricii, de Strogeith vulgariter nuncupate, Dunblanensis diocesis, quem nunc possidet discretus vir magister Robertus Graham in manibus nostris sponte per dictum magistrum Walterum factam, ad presentationem venerabilis in Christo patris et domini domini Alexandri permissione diuina abbatis monasterii beate Marie de Cambuskinneth, ordinis Sancti Augustini, Sanctiandree diocesis, et eiusdem loci conuentus, nostramque collationem ordinariam pleno jure spectantem, dicto magistro Roberto Grahame coram nobis personaliter insistenti, nobis per dictos dominos

abbatem et conuentum literatorie sub eorum sigillo communi presentato, diuine caritatis intuitu, contulimus, prout presencium tenore conferimus et de eadem vicaria prouidemus, ipsumque magistrum Robertum coram nobis personaliter constitutum per annuli nostri digito suo impositionem inuestimus in eadem, curam, regimen et administrationem eiusdem sibi plenarie committendo: Vobis igitur et vestrum cuilibet in virtute sancte obedientie et sub pena suspensionis a diuinis stricte precipimus et mandamus quatenus prefatum magistrum Robertum vel procuratorem suum ad hoc ab eo legitime constitutum in et ad realem, actualem et corporalem possessionem dicte vicarie juriumque et pertinenciarum eiusdem inducatis et instituatis, inductumque et institutum canonice defendatis, sibique magistro Roberto aut procuratori suo super vniuersis et singulis fructibus, redditibus et prouentibus eiusdem integre responderi faciatis, contradictores vero et rebelles, si qui forsan fuerint, auctoritate nostra arctius compescendo; et vos, qui presentes executi fueritis, sigillum vestrum in secunda cauda post nostrum appendatis, aut per notarium publicum alias notificari faciatis, apud prefatum magistrum Robertum pro perpetuo remansuras. In quorum omnium et singulorum fidem et testimonium premissorum has presentes literas nostras collationis exinde fieri, et per notarium publicum subscriptum subscribi et publicari mandauimus, sigillique nostri rotundi jussimus et fecimus appensione communiri. Datum et actum apud ciuitatem nostram Glasguensem in palacio nostro, die octauo mensis Junii, anno Domini millesimo quingentesimo vigesimo septimo, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno quarto; presentibus ibidem venerabilibus viris magistro Johanne Reid vicario de Mernes ac rectore alme vniuersitatis nostre Glasguensis, magistro Andrea Smyth decano nostro de Levenax et Johanne Tod scruitore nostro, testibus ad premissa vocatis pariter et rogatis.

KILMARONOK

KILMARONOK

Et ego Thomas Foulis presbyter Sanctiandree diocesis, publicus sacris apostolica et imperiali auctoritatibus notarius, quia premissis omnibus et singulis dum sic vt premittitur dicerentur, agerentur et fierent vnacum prenominatis testibus presens interfui, eaque omnia et singula sic fieri et dici vidi, sciui et audiui ac in notam cepi, ideo hoc presens publicum instrumentum manu mea propria fideliter scriptum exinde confeci, signoque et nomine meis solitis et consuetis vnacum appensione sigilli rotundi dicti reuerendissimi patris signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum. THOMAS FOULIS, notarius publicus.

156. COLLATIO VICARIE DE KILMARONOK PRO MAURICIO CLERK.

GAWINUS miseratione diuina archiepiscopus Glasguensis, dilecto nobis in Christo domino Mauricio Clerk presbytero nostre diocesis, salutem cum benedictione diuina: Vite ac morum honestas aliaque laudabilia probitatis et virtutum merita, quibus apud nos fidedigno commendaris testimonio, nos inducunt vt tibi ad graciam reddamur liberales; cum itaque vicaria perpetua parrochialis ecclesie de Kilmaronok nostre diocesis, quam nuper dilectus noster magister Robertus Grahame presbyter Dunblanensis diocesis obtinebat, per liberam resignationem ipsius de eadem permutationis causa fiende cum vicaria parrochialis ecclesie de Drymmane eciam nostre diocesis quam tu merito nuper obtinebas, in manibus nostris sponte factam et per nos admissam, vacare noscitur et vacet ad presens; nos igitur, premissorum meritorum intuitu graciam specialem facere volentes, predictam vicariam perpetuam de Kilmaronok vt sic premittitur vacantem ad presentationem venerabilium et religiosorum virorum dominorum abbatis et conuentus monasterii de Cambuskynneth, ordinis Sancti Augustini, Sanctiandree diocesis, nostramque collationem ordinariam pleno jure spectantem, tibi domino Mauricio presbytero sufficienti et ydoneo et ad eandem vicariam per venerabilem in Christo

KILMARONOK

patrem dominum Alexandrum abbatem modernum et dicti monasterii conuentum nobis literatorie eorum sub sigillo communi oblongo cera rubea albe impressa presentato, cum plenitudine juris canonici ac omnibus suis juribus et pertinenciis, tenore presencium conferimus et assignamus ac de eadem tibi prouidemus, teque coram nobis propter hoc personaliter constitutum in corporalem possessionem seu quasi vicarie jurisque et pertinenciarum predictorum per annuli nostri digito tuo impositionem investimus de eadem, curam, regimen et administrationem dicte vicarie tibi plenarie committentes; quocirca decano Christianitatis nostre de Leuenax omnibusque aliis et singulis personis ecclesiasticis presbyteris, curatis et non curatis, notariisque et tabellionibus publicis quibuscunque per ciuitatem et diocesim nostras Glasguenses constitutis, tenore presencium committimus et mandamus quatenus ipsi vel eorum alter qui super hoc fuerunt requisiti, vel fuerit requisitus, ad prefatam parrochialem ecclesiam accedant vel accedat teque dominum Mauricium vicarium, vel procuratorem tuum legitimum tuo nomine, in corporalem, realem et actualem possessionem vicarie jurisque et pertinenciarum predictorum auctoritate nostra inducant, instituant et defendant inductum, seu alter eorum inducat, instituat et defendat inductum, amoto exinde quolibet illicito detentore, tibique vel procuratoribus tuis predictis de vniuersis et singulis fructibus, redditibus, prouentibus, juribus, decimis, obuentionibus et emolumentis dicte vicarie respondeant seu respondeat et faciant seu faciat ab aliis plene et integre responderi, contradictores vero et rebelles, si qui forsan fuerint, per censuram ecclesiasticam auctoritate nostra arctius compescentes. In quorum omnium et singulorum fidem et testimonium premissorum, presentes literas siue hoc presens publicum instrumentum huiusmodi nostram collationem in se continens exinde fieri, et per notarium publicum subscriptum nostrum secretarium, scribam et tabellionem subscribi et publicari mandauimus, sigillique nostri rotundi jussimus et

KILMARONOK

fecimus appensione communiri. Datum et actum in ecclesia nostra Glasguensi sub anno Incarnationis dominice millesimo quingentesimo vigesimo septimo, die vero vigesima quinta mensis Julii, indictione quinta decima, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno quarto; presentibus ibidem venerabilibus viris magistris et dominis Johanne Sanchar de Edilstoune, Johanne Colquhone de Glasgow secundo, Johanne Doby de Aneram prebendariis canonicis ecclesie nostre Glasguensis, Thoma Foulis notario publico, et Johanne Carnis presbytero, testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Lauder arcium magister, clericus Sanctiandree ciuitatis, publicus sacris apostolica et imperiali auctoritatibus notarius, ac in officio scriptorum archiuii Romane curie matriculatus et descriptus, quia predicte vicarie resignationi eiusdemque collationi, prouisioni et inuesture, ceterisque premissis interfui, ac in notam cepi, ideoque hoc presens publicum instrumentum huiusmodi collationem in se continens, manu mea propria scriptum exinde confeci, subscripsi et publicaui, signoque et nomine meis solitis et consuetis, vnacum appensione sigilli rotundi dicti reuerendissimi patris, signaui, rogatus et requisitus in fidem et testimonium veritatis omnium et singulorum premissorum.

JOHANNES LAUDER notarius publicus.

157. INSTRUMENTUM POSSESSIONIS DICTE VICARIE.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnationis dominice millesimo quingentesimo vicesimo septimo, die vero vigesimo octauo mensis Julii, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno quarto, in mei notarii publici et testium subscriptorum presencia personaliter constitutus discretus

KILMARONOK.

vir dominus Mauricius Clerk, habens et detenens in manibus suis retroscriptas collationis literas quoad vicariam de Kilmaronok Glasguensis diocesis tangentes, humiliter requisiuit et rogauit discretum virum dominum Dauid Thome curatum de dicta vicaria de Kilmaronok quatenus, juxta tenorem retroscripte collationis literarum, actualem, realem et corporalem possessionem, ac institutionem predicte perpetue vicarie de Kilmaronok retroscriptas juriumque et pertinenciarum eiusdem, vt moris est in similibus, sibi daret et assignaret : Quiquidem dominus Dauid Thome, predictis collationis literis lectis et intellectis, eundem dominum Mauricium Clerk in et ad realem, actualem et corporalem possessionem, institutionem juriumque et pertinenciarum cum mansione eiusdem perpetue vicarie induxit et in eadem inuestiuit. In cuius inductionis et possessionis ac institutionis signum seu veritatem, idem dominus Dauid manualiter ostii dicte ecclesie clauem, seram fontis, vestimenta summi altaris, calicem et missale, ac cetera ad huiusmodi institutionem et possessionem requisita, eidem domino Mauricio Clerk tanquam vicario perpetuo dicte vicarie de Kilmaronok tradidit et deliberauit. Super quibus omnibus et singulis sic premissis prefatus dominus Mauricius a me notario publico subscripto sibi fieri petiit vnum aut plura instrumentum aut instrumenta. Acta erant hec infra ecclesiam parrochialem de Kilmaronok, hora vndecima ante merediem, sub anno, die, mense, indictione et pontificatu quibus suprascriptis ; presentibus honestis viris, videlicet, Patricio Denzelstoune de Culgrane, Johanne Napare de Kilmahew, Waltero Galbraith de Portnellene, Waltero Boquhennane, Johanne McKawla, Willelmo Cunynghame, Patricio Calbraith et domino Johanne Clerk, cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Petrus Tulloch, presbyter Glasguensis diocesis, sacra auctoritate apostolica notarius, quia premissis inductioni et institutioni, ceterisque omnibus et singulis suprascriptis dum sic vt premittitur agerentur, dicerentur et

KILMARONOK.

fierent, vnacum prenominatis testibus presens interfui, eaque omnia et singula suprascripta sic fieri vidi, sciui, et audiui ac in notam cepi, ideoque hoc presens publicum instrumentum manu mea propria fideliter scriptum confeci et publicaui, signoque et nomine meis solitis et consuetis signaui, rogatus et requisitus in fidem omnium et singulorum premissorum.

158. Decretum garbalium decimarum contra parrochianos de Kilmaronok.

At Edinburgh, the xxvi day of Februar the zeir of God ane thousand fyve hundreth and tuenty aucht zeris, the Lordis of the Consale vnderwrittin, that is to say, ane maist reuerend and reuerend faderis in God, Gawyne archibischop of Glasgow, chancellar, Gawyne bischop of Abirdene, ane nobill and mychty lord, Hew erle of Eglingtoune, George lord of Sanct Johnnis, maister Robert Forman dene of Glasgow, schir Johnne Dingwell prouest of the Trinite College, maister Thomas Cowtis officiall of Lotheane, maister William Gibson dene of Restalrig, maister Thomas Erskin of Haltoune secretar, William Scot of Balwery knicht, maister Adam Otterburne of Auldhame aduocate to oure Souerane Lord, Nicholl Crauford of Oxingangis iustice clerk, Mr. Francis Boituile, and maister James Lausone burges of Edinburgh, anent the summondis rasit at the instance of ane venerabill fader in God, Alexander abbot of Cambuskynneth and convent of the samin aganis Johnne Buchquhannane, James Haldane of Glenneges, Agnes Craufurd, Alexander Gardinar, Adam Bullisland, Johnne Chery, Dauid Forsith, Johnne Galychtly, Michell McKinlay, William Robertson, James Lilburne, Thomas Lilburne, William Galloway, William Falconar, Johnne Howy, Johnne Nachty, Cuthbert erle of Glencarne, Dauid Meffane, Johnne Slewman, Johanne Logane, James Thomson, Johnne Galbraith, Cristiane Gilmore the relict of vmquhile Donald McCane, Walter Buchquhannane, Elizabeth Cunynghame

lady of Makfarland, Johnne Gardnar, Donald Brys, Johanne McKinlay, Murdoch Leky, Androw Stevin, Johnne McLere, Androw MacYntoch, Androw Spittall, Michell Scherar, Cristiane Knox, Johnne Makkillay, William Cunynghame, Gelis Berclay, Arthure Clerk, Johnne Makymquhone, Angus Michell, Michill Maccorkill, Johnne Maklere, Donald MacYnlay, Dauid McYntosh, Thomas Buchquhannane, Alexander Gillespy, Patrik Makmoriss, Johnne Forester, Johnne McYnlay, Androw McLintoch, Patrik Galbraith, Andro Portar, Walter Galbraith, Johnne Halyday, Alexander Halyday, Johnne Simple of Foulwod, Agnes Craufurd, Alexander Galbraith, and William Cunynghame, ffor the wrangus, violent and maisterfull spoliatioun be thame-self, thair seruandis and complices of thair causing, command, assistance and ratihabitioun, recently, daylie and continualy, xv dayis, the xiiii day of September last bipast, takin and withaldin fra the said venerabill fader and convent of thair teynd schavis of the kirk of Kilmaronok and landis in the parrochyn of the samyn, liand within the schirefdome of Dunbertane, pertenand to thame as patrone of thare kirk, and anent the terme assignit to the sadis personis and parrochinaris to compeir and gif thaire athis apon the poyntis contenit in the said summondis, ilkane for thaire awin part, with certificatioune to thame, and thai compeir nocht, the samyn suld be referrit to the aith of the said venerabill fader, as at mare lenth is contenit in the summondis and actis thairupoun: The said venerabill fader comperand for himself, and as procuratoure for his said convent, and the remanent of the sadis personis abone writtin beand lauchfullye summond to this actioun, oftymes callit, and nocht comperit, the Lordis of the Counsale decretis and delineris that thir personis vnderwrittin, and ilkane of thame, hes done wrang in the maisterfull spoliatioun, awaytaking and withalding fra the said venerabill fader and convent of thair cornis eftir specefiit pertenand to thame as thare teyndis, and, thairfore, sall restore and deliuer the samyn agane to

KILMARONOK.

KILMARONOK.

the said venerabill fader and conuent, of the prices followand, that is to say, Johnne Buchquhannane, for the teynd schavis of the landis of Estir Catir and Spittaltoune, xxxviii bollis aittis with the fodder; James Haldane of Glenneges, for the teynd schavis of Myddill Catir, xxviii bollis of aittis with the fodder; the said James Haldane and Agnes Craufurd, for the teynd schavis of Wester Catir, xviii bollis aittis with the fodder, the said Alexander Gardnar, Adam Bullisland, Johnne Chery, Dauid Forsith, Johnne Galichtlie, Michel McKinlay, William Robertson, Johnne Libburne, Thomas Libburne, William Galloway, William Falconar, Johnne Howy and Johnne McAuthane, for the landis of Bordland, extending to xlii bollis of aittis with the fodder; Cuthbert erle of Glencarne, the teynd schavis of the landis of Drumcryn with the manis therof, extendin to xlviii bollis of aittis with the fodder; Dauid Meffene and Johnne Slewman, the teynd schavis of the landis of Southsonne, extending to vi bollis of aittis with the fodder; Johnne Logane, James Thomson, the teynd schavis of Northswnne, extending to vi bollis of aittis with the fodder; Johnne Galbraith and Cristiane Gilmore, the relict of vmquhile Donald Makane, the teynd schavis of the landis of Callingad, extending to xviii bollis of aittis with the fodder; the said Walter Buchquhennane and Elizabeth Cunyngham Lady Makfarlan, the teynd schavis of the landis of Merinche, extending to xii bollis of aittis with the fodder; Johnne Gardnar, the teynd schavis of the landis of Blairquhomre, extending to viii bollis of aittis with the fodder; Donald Brys and Johnne Makynlay, the teynd schavis of the landis of Blairquhannane, extending to xii bollis of aittis with the fodder; Murdoch Leke, Andro Stevin, Johnne Maklere, the teynd schavis of the landis of Blairnill, extending to xii bollis of aittis with the fodder; James Haldane, the teynd schavis of the landis of Blairquhes, extending to xvi bollis of aittis with the fodder; Andro Maklintoch, the teynd schavis of the landis of Ballaggane, extending to viii bollis of aittis with the

fodder; Andro Spittall and Michell Scherar, the teynd schavis of the landis of Thynaglass, extending to xiiii bollis of aittis with the fodder; Cristiane Knox, the teynd schavis of the landis of Caldorvene extending to xii bollis of aittis with the fodder; Johnne McCallay, the teynd schavis of the landis of Cannusmeyn, Ardoch and Cokgoir, extending to xxxvii bollis of aittis with the fodder; William Cunynghame and Gelis Berclay, the teynd schavis of the landis of Balrichart, extending to viii bollis of aittis with the fodder; Arthure Clerk, Johnne Mackilquhene, Angus Mitchell and Michell McKarkill, the teynd schavis of the landis of Myltoune, extending to xii bollis of aittis with the fodder; Johnee McLere, Donald McYnlay and Donald Maklintoch, the teynd schavis of the landis of Balloch, extending to xlii bollis of aittis with the fodder; Thomas Buchquhannann, the teynd schavis of the landis [of] Ledersbeg, extending to x bollis of aittis with the fodder; Alexander Gillespy and Patrik Makmoris, the teynd schavis of the landis of Ladresmore, extending to xiiii bollis of aittis with the fodder; Johnne Forestar, John Makinlay, Andro McLinthocht, the teynd schavis of the landis of Botwricht, extending to xxxii bollis of aittis with the fodder; Walter Galbraith, Andro Portar, the teynd schavis of the landis of Culthane, extending to xii bollis of aittis with the fodder; Walter Galbraith, the teynd schavis of the landis of Portnellenmore, extending to xii bollis of aittis with the fodder; Johnne Halyday, the teynd schavis of the landis of Portnellenbeg, extending to xvi bollis of aittis with the fodder; Johnne Simpill of Fulwod, the teynd schavis of the landis of Ros, extending to xii bollis of aittis with the fodder; Agnes Craufurd, the teynd schavis of the landis of Abir, extending to xxiiii bollis of aittis with the fodder; Alexander Galbraith and William Cunynghame, the teynd schavis of the landis of Garththarne, extending to xiii bollis of aittis with the fodder; price of ilk boll of the said aittis oure heid, with the fodder, vi s. viii d., quhilk teind schavis pertenis to the said venerabile fader and convent as

KILMARONOK.

patrone of thair kirk and abbay, becaus the said venerabill fader and convent referrit the availl and quantite of the said teynd schavis to the said parrochinaris athis, ilkane for thair awne part, and that thai suld haue comperit at ane certaine day of lang tyme bipast and gevin thair athis thairupone, with certificatioune to thame and thai failzeit thairintill the samyn suld be referrit to the aithe of the said venerabill fader, quhilk maid faith as is abonewrittin, becaus the sadis personis comperit nocht to the effect foirsaid, and thairfore ordanis lettres be directit to poynd and distrenze the sadis parrochynaris and personis abonewrittin for the said vittallis, ilkane of thame for thair awne part, in forme as efferis. Extractum de libro actorum per me Gawinum episcopum Abirdonensem, clericum rotulorum registri et consilii supremi domini nostri regis, sub meis signo et subscriptione manualibus.

GAWINUS DUNBAR.

159. ECCLESIA KILMARONOK LIBERA MONASTERIO CAMBUSKYNNETH.

AT Edinburgh, the nynt day of December, the zeir of God ane thousand fyve hundreth twenty nyne zeris, it is appoyntit and finalie concordit betuix ane venerabill fader in God, Alexander abbot of Cambuskynneth, for him and his convent, on the ta part, and ane nobill lord, Andro lord Avendale, on the tothyr part, in maner and forme followand, that is to say: Forsamekle as the said Andro lord Avendaill is restand awand to the said abbot and convent the sovme of thre score tuelf pund of the crop of the frutis of the kirk of Kilmaronok pertenand to the said abbot and convent, intromettit with be the said lord in the zeir of God ane thousand fyve hundreth and xxvi zeris, and als hes intromettit with ane part of the frutis of the said kirk of the zeir of God ane thousand fyve hundreth and xxvii zeris, nochtwithstanding, becaus the said lord hes renuncit, and be the tenoure heirof renuncis all richt, kyndnes and interes that he, his aris, or assignais hes, had, or may haue ony

maner of way to the sadis frutis and kirk, be ressoune of assedatioune or vthirwys, and oblissis him, his aris and assignais, that he or thai, nor nane vthir maner of persoune throw thare richt, nor in thare name, sall clame richt or kyndnes to the said kirk and frutis in tyme cuming, nor sall mak impedi ment nor stop to the said abbot and convent, thare successouris, factouris, firmararis, or servandis, in peaceabill brouking and joysing of the said kirk and frutis, bot sall be himself, shereff of Dunbertane, and his deputis, ffordar the said abbot and convent and thare successouris, factouris, firmararis, or servandis, in peceabill vptaking of the frutis of the samyn, and specialie of the vptaking of the frutis of twa croppis last bipast; ffor the quhilk caus the said venerabill fader, for him and his convent, dischargis the said lord and his aris of the forenamit sovme of threscore tuelf pundis, and als of the frutis intromettit be him of the crop of the zeir of God ane thousand fyve hundreth and twenty sevin zeris; and in sa far as restis awand of the said crop in the said xxvii zeris, the said abbot makis the said lord assignay to intromett with the samyn, excepand samekle as dene William Paterson, factoure to the said abbot, hes intromettit with before the dait of thir presentis, and als sall content and pay to the said lordis moder the sovme of twa hundreth markis in name of the said Androw lord Avendall, and get hir acquittance thairupone, and deliuer to the said lord Avendale, and keip him skaithles thairof; and attour athyr of the saidis parteis, for thame, thare aris, successouris and assignais, dischargis vtheris of all vthir clames before the day of the dait heirof. In witness of the quhilk thing baith the sadis parteis hes subscriuit thir presentis with thaire handis, before thir witnes, ane honorabill man maister Adam Otterburne, provest of Edinburgh, Charles Foulartoune, Michaell Tulloiss and dene Johnne Clerk, with vtheris diuers.

KILMARONOK

ALEXANDER abbas manu propria subscripsit.

ANDRO LORD AVENDALL.

KILMARONOK.

Quo die prescripti venerabilis in Christo pater et nobilis dominus Andreas dominus Avendale moniti sunt pro se, suis heredibus et successoribus, ex eorum propriis confessionibus, sub pena excommunicationis submittentibus se nostre jurisdictioni in hoc casu ad perimplendum et obseruandum omnia et singula contenta in prescripto contractu in singulis suis punctis et articulis secundum formam et tenorem eiusdem.

THOMAS MAILWYNE notarius publicus ac scriba curie officialatus Laudonie manu propria subscripsit.

160. DONATIO PATRONATUS ECCLESIE DE KYNNOULE.

KYNNOULE.

OMNIBUS hanc cartam visuris vel audituris, Robertus Erskyn dominus eiusdem et baronie de Kynnoule, salutem in Domino sempiternam : Nouerit vniuersitas vestra me, pro salute anime mee et pro salute animarum omnium predecessorum, heredum seu successorum meorum, dominorum dicte baronie de Kynnoule, dedisse, concessisse et hac presenti carta nostra confirmasse Deo et beate Marie virgini, et religiosis viris abbati et conuentui de Cambuskynneth ibidem Deo seruientibus et imperpetuum seruituris, aduocationem siue jus patronatus ecclesie de Kynnoule: Tenendam et habendam eisdem religiosis et eorum successoribus in proprios vsus suos in liberam, puram et perpetuam elemosinam, adeo libere et quiete, plenarie, integre et honorifice cum omnimodis libertatibus, commoditatibus, asiamentis et iustis pertinenciis suis quibuscunque sicut aduocatio siue jus patronatus alicuius ecclesie ab aliquo comite vel barone per totum regnum Scotie alicui monasterio vel pio seu religioso loco alii liberius, quietius, plenius, purius, integrius et honorificentius in liberam, puram et perpetuam elemosinam dari potest seu concedi. In cuius rei testimonium sigillum meum presenti carte est appensum; testibus venerabilibus in Christo patre domino Willelmo Dei gracia episcopo Sanctiandree, magistro Willelmo de Grenlaw archidiacono Sanctiandree,

domino Dauid Grahame, Rogero de Mortuomari et Dauid Flemyng, militibus, Alano de Erskin fratre meo et Hugone de Ross, ac multis aliis. Datum apud Striueling, die vicesimo septimo mensis Januarii, anno gracie millesimo tricentesimo sexagesimo primo. KYNNOULL

161. Confirmacio episcopi super eodem.

Universis ad quorum noticiam presentes litere peruenerint, Willelmus Dei gracia episcopus Sanctiandree, salutem in eo qui est omnium salus: In vestram deducimus noticiam et vobis tenore presencium fideliter patefacimus quod nobilis vir dominus Robertus de Erskin, dominus eiusdem et baronie de Kynnoule, patronusque ecclesie parrochialis de Kynnoule nostre diocesis, aduocationem siue jus patronatus dicte ecclesie de Kynnoule religiosis viris abbati et conuentui monasterii de Cambuskynneth ordinis Sancti Augustini eiusdem nostre diocesis et ipsorum monasterio pie et deuote, pro salute anime sue et salute animarum antecessorum et successorum suorum, precipue dominorum dicte baronie, contulit perpetuo et donauit, prout in suis literis inde confectis plenius continetur, nosque frequenter, pluries et instanter requisiuit et per excellentissimum principem et dominum nostrum dominum Dauid Dei gracia regem Scotorum illustrem et suas literas requiri sepius procurauit et cum instancia, vt dictam ecclesiam de Kynnoule ipsis religiosis in vsus proprios conuertere et conferre, ac ipsi monasterio subnectere et vniri perpetuo dignaremur. Nos igitur Willelmus episcopus memoratus, habito prius super hoc solempni et diligenti tractatu cum priore et capitulo ecclesie nostre cathedralis Sanctiandree, et eorundem ad hoc accedente consensu, attendentes deuotionem dicti donatoris et instanciam principis ac indigenciam dicti monasterii de Cambuskynneth quod per guerras et hostiles incursus multipliciter collabitur in viribus et deformatur ruinis et per ictum tonitrui et fulminis in campanile prominenti ac aliis dampnosum et deforme passum est

KYNNOULE

detrimentum ac onera alia ordinaria et repentina que ipsum monasterium subit continue et sustinet, ipsam parrochialem ecclesiam de Kynnoule cum terris, decimis et obuentionibus, et omnibus aliis pertinenciis suis, predictis abbati et conuentui de Cambuskynneth, diuine pietatis intuitu, pro nobis et successoribus nostris in suos proprios vsus perpetuo damus, concedimus et tenore presentium conferimus, ac ipsi monasterio de Cambuskynneth annectimus imperpetuum et vnimus, et hanc nostram concessionem de consensu prioris et capituli nostri Sanctiandree vt premittitur factam, scripto presenti et auctoritate ordinaria auctorizamus et imperpetuum confirmamus, et religiosum virum dominum Gilbertum abbatem de Cambuskynneth, nomine suo et dicti sui monasterii ac conuentus predicti, per annuli nostri traditionem de dicta ecclesia de Kynnoule inuestimus, saluo domino Bricio rectori eiusdem ecclesie iure suo donec cedat vel decedat: volumus itaque et ordinamus quod futuris temporibus dicti abbas et conuentus de Cambuskynneth prefate ecclesie de Kynnoule per vnum capellanum honestum et ydoneum quem ad hoc assumere voluerint deseruiri faciant in diuinis, saluis nobis et successoribus nostris episcopis Sanctiandree, archidiaconis nostris qui pro tempore fuerint, juribus episcopalibus et archidiaconalibus, cum canonica obediencia et subiectione. In cuius rei testimonium sigillum nostrum, vnacum sigillo capituli nostri in signum consensus sui ad hoc prestiti, presentibus est appensum. Datum apud Sanctumandream, septimo die mensis Februarii anno Domini millesimo tricentesimo sexagesimo primo.

162. CONFIRMATIO REGIS SUPER EODEM. TRANSCRIPTUM DE REGISTRO REGIS.

DAVID Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue salutem: Sciatis nos inspexisse quamdam cartam Roberti de Erskin, militis, in hec verba: Omnibus hanc cartam visuris vel audituris, Robertus de Erskin,

dominus eiusdem et baronie de Kynnoule, salutem in Domino sempiternam: Noueritis me pro salute anime mee et pro salute animarum omnium predecessorum, heredum seu successorum meorum, dominorum dicte baronie de Kynnoule, dedisse, concessisse et hac presenti carta mea confirmasse Deo et beate Marie virgini, et religiosis viris abbati et conuentui de Cambuskynneth ibidem Deo seruientibus et imperpetuum seruituris, aduocationem siue jus patronatus ecclesie de Kynnoule: Tenendam et habendam eisdem religiosis et eorum successoribus in proprios vsus suos in liberam, puram et perpetuam elemosinam adeo libere et quiete, plene, pure, integre et honorifice cum omnibus libertatibus, commoditatibus, asiamentis et iustis pertinenciis suis sicut aduocatio siue jus patronatus alicuius ecclesie ab aliquo barone per totum regnum Scotie alicui monasterio seu pio aut religioso loco alii liberius, plenius, quietius, purius, integrius et honorificentius in liberam, puram et perpetuam elemosinam dari potest seu concedi. In cuius rei testimonium presenti carte sigillum meum apposui; testibus reuerendo in Christo patre domino Willelmo Dei gracia episcopo Sanctiandree, dominis Dauid Grahame, Rogero de Mortuomari et Dauid Flemyng, militibus, magistro Willelmo de Grenlaw archidiacono Sanctiandree, Alano de Erskyn fratre meo, Hugone de Ross, ac multis aliis. Datum apud Striueling, die vicesimo septimo mensis Januarii, anno gracie millesimo tricentesimo sexagesimo primo: Quamquidem cartam in omnibus suis punctis et articulis, forma pariter et effectu vt prescriptum est, approbamus, ratificamus et per presentes confirmamus, testibus, etc. Datum apud Edinburgh, septimo die Aprilis, anno regni nostri tricesimo secundo etc. Datum per copiam transumptam. KYNNOULE

163. Confirmacio episcopi et prioris Sanctiandree de Kynnoule.

Uniuersis ad quorum noticiam presentes litere peruenerint, Willelmus Dei gracia episcopus Sanctiandree ac eiusdem ecclesie prior et capitulum, salutem

KYNNOULE.

in eo qui est omnium vera salus: In vestram deducimus noticiam et vobis tenore presencium fideliter patefacimus quod nobilis vir dominus Robertus de Erskin, miles, dominus eiusdem et baronie de Kynnoule, olim patronus parrochialis ecclesie de Kynnoule nostre diocesis, aduocationem siue jus patronatus predicte ecclesie, quam ipsa ecclesia de Kynnoule habebat, religiosis viris abbati et conuentui monasterii beate Marie de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis et ipsorum monasterio pie et deuote, pro salute anime sue et salute animarum antecessorum et successorum suorum, precipue dominorum dicte baronie, contulit perpetuo et donauit, prout in eius literis inde confectis plenius continetur; nosque episcopus, prior et capitulum antedicti considerantes causas necessarias, videlicet, deuotionem dicti militis donatoris, paupertatem et distructionem, necessitatem ac indigenciam dicti monasterii propter guerras, tonitrua et fulmina, ac diuersos hostiles incursus, de quibus omnibus et singulis per testes fidedignos juratos ac per nostram presenciam ocularitер et scienter fuimus et sumus plenarie informati, habito prius super hoc frequenti solempni et diligenti tractatu inter nos in loco nostro capitulari ecclesie nostre cathedralis Sanctiandree, ad hoc vocatos et sepius specialiter congregatos, semper nobis communicato diuersorum peritorum consilio, nostrorum ad hoc communi accedente consensu, attendentes deuotionem dicti donatoris ac dicti monasterii maximam paupertatem et indigenciam quod per guerras et hostiles incursus multipliciter collabitur in uiribus et deformatur ruinis et per ictum tonitrui et fulminis in campanili prominenti et aliis prout nobis bene patet dampnosum et deforme passum est detrimentum ac onera alia ordinaria et repentina que ipsum monasterium subit continue et sustinet, ipsam ecclesiam parrochialem de Kynnoule, cum omnibus pertinenciis suis, predictis abbati et conuentui, diuine pietatis intuitu, pro nobis et successoribus nostris in suos proprios vsus perpetuo damus, concedimus, et tenore presencium conferimus ac ipsi monasterio annectimus et imperpetuum vni-

mus; donationem dicti militis ratam et gratam habentes ac eam auctoritate ordinaria confirmantes. Et nos episcopus memoratus hanc nostram prioris et capituli nostri ecclesie nostre cathedralis concessionem de vnanimi et communi consensu nostro vt predicitur de dicta ecclesia de Kynnoule predictis religiosis ac eorum monasterio factam scripto presenti ac auctoritate ordinaria autorizamus ac imperpetuum confirmamus, et religiosum virum fratrem Gilbertum abbatem dicti monasterii, nomine suo et conuentus ac dicti monasterii, de dicta ecclesia de Kynnoule inuestimus, saluo domino Bricio eiusdem ecclesie rectori qui nunc est jure suo donec cedat vel decedat. Volumus itaque et ordinamus quod futuris temporibus perpetuo vicario siue curato predicte ecclesie de Kynnoule qui pro tempore fuerit de fructibus dicte ecclesie aut dicti monasterii bonis de decem libris sterlingorum deseruiatur annuatim pro sustentatione vite sue; saluis nobis et successoribus nostris iuribus episcopalibus et archidiaconalibus cum canonica obediencia et subiectione. In cuius rei testimonium sigillum nostrum vnacum sigillo communi capituli nostri antedicti in signum consensus sui ad hoc prestiti presentibus est appensum. Datum apud Sanctumandream, septimo die mensis Februarii in loco eiusdem capitulari, anno Domini millesimo tricentesimo sexagesimo primo. KYNNOULE

164. Institutio et collatio episcopi Sanctiandree de data millesimo tricentesimo sexagesimo primo.

Willelmus miseratione diuina episcopus Sanctiandree, domino Andree perpetuo vicario de Perth, decano nostro de Gebry, salutem cum benedictione diuina: Quia ecclesiam de Kynnoule parrochialem, cuius aduocationis seu patronatus jus nobilis vir dominus Robertus de Erskin dominus baronie de Kynnoule religiosis viris dominis abbati et conuentui de Cambuskynneth pie concessit, nosque de consensu et voluntate capituli nostri, habito super hoc diligenti tractatu et communicato peritorum consilio, ad instanciam domini

KYNNOULF. nostri regis et dicti patroni, consideratis causis necessariis et vtilibus, prefatis religiosis viris in proprios vsus cum vniuersis pertinenciis perpetuo possidendis caritatiue contulimus et [per] presentes conferimus, saluo jure rectoris nunc possidentis cui pro tempore suo in nullo volumus derogare, sicut in aliis cartis et literis super hoc confectis plenius continetur, vobis in virtute obediencie firmiter precipiendo mandamus quatenus prefatum abbatem, nomine suo suique conuentus et monasterii predicti, in dictam ecclesiam de Kynnoule instituatis ac in corporalem possessionem eiusdem tanquam verum rectorem inducatis, ita quod cedente vel decedente rectore qui nunc est, alia institutio non sit sibi necessaria vel eciam possessio corporalis. In signum vero huiusmodi institutionis traditeque sibi possessionis sigillum officii vestri presentibus apponatis, penes dictos religiosos viros et monasterium suum perpetuo remansuris. Datum sub sigillo nostro apud Monymell, decimo nono die Februarii, anno Domini millesimo tricentesimo sexagesimo primo.

165. Bulla de Kynnoule de vnione dicte ecclesie.

Clemens episcopus seruus seruorum Dei, venerabili fratri episcopo Glasguensi salutem et apostolicam benedictionem: Sub religionis obseruancia virtutum Domino famulantes apostolico nos conuenit fauore prosequi speciali et vt eis in eorum necessitatibus de alicuius subuentionis auxilio consulatur partes nostre sollicitudinis adherere, sane peticio pro parte dilectorum filiorum abbatis et conuentus monasterii beate Marie de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis nobis nuper exhibita continebat quod olim venerabilis frater noster Willelmus episcopus Sanctiandree considerans necessitates et indigencias quas iidem abbas et conuentus ac monasterium, qui occasione guerrarum calicibus aureis et argenteis, pannis lineis et laneis ac ornamentis ecclesiasticis, priuilegiis et instrumentis publicis et aliis diuersis bonis fuerant nequiter spoliati, quorunque claustrum, campanile et

alia edificia erant distructa, paciebantur, ac volens eis de alicuius subuencionis auxilio prouidere, de consensu dilectorum filiorum capituli et ecclesie Sancti-andree ordinis predicti, parrochialem ecclesiam de Kynnoule Sanctiandree diocesis predicte, cuius jus patronatus ad eosdem abbatem et conuentum pertinebat, in proprios vsus contulit et donauit ac vniuit et eis eciam incorporauit, et quod demum ipsi dictam ecclesiam tunc per obitum quondam Bricii de Bryet, tunc vltimi ipsius ecclesie rectoris, extra Romanam curiam defuncti, vacantem, assecuti, illam per duos annos vel circiter pacifice tenuerunt, quodque postmodum orta inter ipsos abbatem et conuentum ex parte vna et dilectum filium Andream de Trebrine presbyterum dicte diocesis super dicta parrochiali ecclesia de qua sic vacante idem Andreas sibi asserebat auctoritate apostolica mandatum fuisse prouideri, et quam quilibet ipsorum ad se de jure spectare asserebant, materia questionis et cause huiusmodi ad sedem apostolicam introducta et coram certo causarum palacii apostolici auditore ex commissione apostolica aliquandiu ventulata, tandem idem Andreas pro se et contra abbatem et conuentum predictos super dicta ecclesia diffinitiuam sentenciam, per quam vt asseritur ecclesia ipsa sibi fuit adiudicata, reportauit que nulla prouocatione suspensa in rem transiuit iudicatam; et quod idem Andreas pretextu sententie huiusmodi eosdem abbatem et conuentum eiusdem ecclesie possessione spoliauit, ipsamque extunc tenuit prout tenet occupatam; quare pro parte dictorum abbatis et conuentus nobis extitit humiliter supplicatum vt dictam parrochialem ecclesiam eisdem abbati et conuentui ac monasterio de nouo vnire, annectere et incorporare de benignitate apostolica dignaremur: Nos igitur huiusmodi supplicationibus inclinati, fraternitati tue, de qua in hiis et aliis specialem in Domino fiduciam obtinemus, per apostolica scripta committimus et mandamus quatenus super premissis auctoritate apostolica te informes, et si per informationem huiusmodi repereris vtile et expediens existere quod dicta ecclesia eisdem abbati et conuentui vniatur, ecclesiam ipsam, etiam si disposi- KYNNOULE.

KYNNOULE

tioni apostolice generaliter vel specialiter reseruata seu eius collatio ad sedem predictam legitime deuoluta existat, cum omnibus juribus et pertinenciis suis eisdem abbati et conuentui auctoritate apostolica imperpetuum incorporare ac annectere, et vniri procuretis, ita quod liceat eisdem abbati et conuentui eiusdem parrochialis ecclesie, si vacat ad presens vel cum vacauerit per liberam resignationem simplicem vel ex causa permutationis ipsius Andree, apud sedem apostolicam vel extra Romanam curiam vel per assecutionem cuiuscunque alterius beneficii auctoritate apostolica collati vel conferendi, seu per obitum ipsius Andree seu alias quouismodo etiam ex persona cuiuscunque alterius, corporalem possessionem eiusdem parrochialis ecclesie ac jurium et pertinenciarum predictorum auctoritate propria libere apprehendere et nancisci, ipsamque ecclesiam perpetuo retinere, ac fructus, redditus et prouentus eiusdem ecclesie in vsus proprios ac in supportationem onerum huiusmodi et in vtilitatem dicti monasterii conuertere valeant et debeant, diocesani loci et cuiuslibet alterius licencia minime requisita. Volumus autem quod de fructibus, redditibus et prouentibus predictis perpetuo vicario in eadem ecclesia instituendo et inibi Domino perpetuo seruituro congruam portionem assignes, de qua idem vicarius valeat commode sustentari, episcopalia jura soluere, et alia sibi incumbencia onera supportare, contradictores per censuram ecclesiasticam, appellatione postposita, compescendo, non obstantibus si aliqui super prouisionibus sibi faciendis de huiusmodi parrochialibus ecclesiis vel aliis beneficiis ecclesiasticis in illis partibus speciales vel generales dicte sedis vel legatorum eius literas impetrarunt, eciam si per eas ad inhibitionem, reseruationem et decretum, vel alias quomodolibet sit processum; quas quidem literas et processus habitos per easdem ad prefatam ecclesiam parrochialem volumus non extendi sed nullum per hoc eiis quoad assecutionem beneficiorum aliorum preiudicium generari et quibuslibet preuilegiis, indulgenciis et literis apostolicis generalibus vel specialibus, quorumcunque

tenorum existant, per que presentibus non expressa vel totaliter non incerta effectus earum impedire valeat quomodolibet vel deferri, et de quibus quorumque totis tenoribus de verbo ad verbum habenda sit in nostris literis mentio specialis. Et insuper extunc irritum decernimus et inane si secus super hiis a quoquam quauis auctoritate scienter aut ignoranter contigerit attemptari. Datum Auinione septimo kalendas Nouembris pontificatus nostri anno primo. KYNNOULE

166. Noua bulla vnionis ecclesie de Kynnoule.

Benedictus episcopus seruus seruorum Dei, venerabili fratri episcopo Sanctiandree, salutem et apostolicam benedictionem: Romani pontificis prouidencia circumspecta ad ea ex apostolice seruitutis officio libenter intendit per que monasteriorum et personarum in eiis degencium necessitatibus valeat prouideri, dudum siquidem, pro parte dilectorum filiorum abbatis et conuentus monasterii beate Marie de Cambuskynneth ordinis Sancti Augustini tue diocesis, felicis recordacionis Clementi pape septimo predecessori nostro exposito quod olim bone memorie Willelmus episcopus Sanctiandree considerans quod abbas et conuentus ac monasterium predictum per gentes armigeras, que in illas partes diucius discurrerant, calicibus aureis et argenteis, pannis lineis et laneis, ac ornamentis ecclesiasticis et instrumentis publicis, ac diuersis aliis bonis spoliati ac claustrum et campanile et alia edificia ipsius monasterii distructa fuerant, et quod iidem abbas et conuentus adeo indigentes existebant quod commode calicibus et ecclesiasticis ornamentis necessariis eidem monasterio prouidere ac claustrum, campanile et edificia predicta facere reparari absque alicuius subuencionis auxilio non valebant, de consensu dilectorum filiorum, capituli ecclesie Sanctiandree dicti ordinis, parrochialem ecclesiam de Kynnoule dicte diocesis que ad presentationem dictorum abbatis et conuentus pertinet, cum omnibus juribus et pertinenciis suis eidem monasterio auctoritate ordinaria vniuerat, annexauerat et incor-

KYNNOULE.

porauerat, idem predecessor episcopo Glasguensi, eius proprio nomine non expresso, per literas apostolicas dedit in mandatis vt super premissis se auctoritate apostolica informaret, et, si per informationem huiusmodi premissa reperiret veritate fulciri, parrochialem ecclesiam predictam cum omnibus juribus et pertinenciis supradictis prefato monasterio auctoritate apostolica vniret annecteret et incorporaret, prout in eisdem literis plenius continetur; et deinde, sicut exhibita nobis pro parte dictorum abbatis et conuentus petitio continebat, bone memorie Walterus episcopus Glasguensis ad executionem literarum ipsarum procedens, quia premissa reperit veritate fulciri, dictam ecclesiam parrochialem eidem monasterio vigore literarum dictarum vniuit, annexuit et incorporauit, ita quod, cedente vel decedente rectore ipsius parrochialis ecclesie qui tunc erat aut alias ecclesiam ipsam quomodolibet dimittente, liceret eisdem abbati et conuentui corporalem possessionem ipsius parrochialis ecclesie auctoritate propria recipere et retinere, ac fructus, redditus et prouentus ipsius ecclesie in suos ac monasterii et ecclesie predictorum vsus conuertere, et subsequenter dicto predecessore, vnione huiusmodi non sortita effectum, sicut Domino placuit, sublato de medio, nos diuina fauente clemencia ad apicem summi apostolatus assumptiones et singulas vniones quacunque auctoritate factas, que suum non erant sortite effectum, reuocauimus, annullauimus ac nullius esse volumus roboris vel momenti, cum autem, sicut eadem petitio subiungebat, dictum monasterium calicibus, ornamentis ecclesiasticis, pannis lineis et laneis non modicum indigeat de presenti, dictaque claustrum, campanile et edificia nondum reparata existant, ac abbas et conuentus predicti adeo indigentes existant quod commode calicibus, ornamentis ecclesiasticis necessariis eidem monasterio prouidere, ac claustrum, campanile et edificia predicta facere reparari non possunt, pro parte carissimi in Christo filii Roberti regis Scotie illustris, ac abbatis et conuentus predictorum nobis fuit humiliter supplicatum

vt prefatam parrochialem ecclesiam monasterio predicto imperpetuum vnire, annectere et incorporare de benignitate apostolica dignaremur: Nos igitur de premissis nobis expositis certam noticiam non habentes, huiusmodi supplicationibus inclinati, fraternitati tue, de qua in hiis et aliis plenam in Domino fiduciam obtinemus, per apostolica scripta mandamus quatenus, si premissa nobis exposita repereris esse vera, dictam parrochialem ecclesiam cum omnibus juribus et pertinenciis supradictis eidem monasterio auctoritate nostra imperpetuum vnire, annectere et incorporare procures, ita quod, cedente vel decedente rectore ipsius parrochialis ecclesie aut illam alias quomodolibet dimittente, liceat eidem abbati et conuentui per se vel alium corporalem possessionem parrochialis ecclesie auctoritate propria apprehendere et retinere, ac ipsius ecclesie fructus, redditus et prouentus in suos ac monasterii et parrochialis ecclesie predictorum vsus conuertere, cuiuscunque licencia minime requisita; reseruata tamen prius de ipsius parrochialis ecclesie fructibus, redditibus et prouentibus congrua portione pro perpetuo vicario ad presentationem abbatis et conuentus predictorum inibi instituendo, ex qua idem vicarius valeat congrue sustentari, episcopalia jura soluere, et alia sibi incumbentia onera supportare, contradictores per censuram ecclesiasticam, appellatione postposita, compescendo; non obstantibus quibuscunque constitutionibus apostolicis ac statutis et consuetudinibus ecclesie Sanctiandree et ordinis predictorum contrariis, juramento, confirmatione apostolica vel quacunque firmitate alia roboratis, aut si aliqui super prouisionibus sibi faciendis de parrochialibus ecclesiis aut aliis beneficiis ecclesiasticis in illis partibus speciales vel generales apostolice sedis vel legatorum eius literas impetrarint, etiam si per eas ad inhibitionem, reseruationem et decretum vel alias quomodolibet sit processum; quasquidem literas et processus habitos per eosdem ad dictam parrochialem ecclesiam volumus non extendi, sed nullum per hoc eiis quoad assecutionem parrochialium ecclesiarum ac beneficiorum aliorum pre-

KYNNOLL

KYNNOULE.

iudicium generare, seu si aliquibus communiter vel diuisim a dicta sit sede indultum quod interdici, suspendi, vel excommunicari non possint, per literas apostolicas non facientes plenam et expressam ac de verbo ad verbum de indulto huiusmodi mentionem, et quibuslibet priuilegiis, indulgenciis et literis apostolicis generalibus vel specialibus, quorumcunque tenorum existant, per que presentibus non expressa vel totaliter non inserta effectus earum impediri valeat quomodolibet vel deferri, et de quibus, quorumque totis tenoribus habenda sit in nostris literis mentio specialis, prouiso quod parrochialis ecclesia predicta debitis obsequiis non fraudetur et animarum cura in ea nullatenus negligatur: Nos enim exnunc irritum decernimus et inane si secus super hiis a quoquam quauis auctoritate scienter vel ignoranter contigerit attemptari. Datum Nicii, quarto nonas Aprilis, pontificatus nostri anno vndecimo.

167. Instrumentum nouum de Kynnoule quomodo Andreas Trebrone rector de Kynnoule concessit esse contentus de annua pensione viginti librarum.

In Dei nomine, amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnatione Domini millesimo quadringentesimo tertio, indictione vndecima, mensis Septembris die vicesima sexta, pontificatus sanctissimi in Christo patris ac domini nostri domini Benedicti diuina prouidencia pape tercii decimi anno nono, in mei notarii publici et testium subscriptorum presencia in vestiario ecclesie parrochialis de Perth, hora quasi nona illius diei comparuerunt religiosi viri domini Ricardus de Craufurd et Johannes de Benyne canonici regulares monasterii de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis, quiquidem dominus Ricardus in medio produxit certas literas patentes sub sigillo communi, vt apparuit, dicti monasterii, conuentus et capituli sigillatas, continentes inter

cetera qualiter dictus reuerendus pater abbas et suus conuentus fecerunt dictum dominum Ricardum, eorum concanonicum, procuratorem et negociorum suorum gestorem ad tractandum et determinandum certas contrauersias seu debatas ortas inter eosdem religiosos et discretum virum magistrum Andream de Trebrone, occasione juris possessionis et proprietatis parrochialis ecclesie de Kynnoule dicte diocesis; quibus literis lectis, et presentibus tunc discretis viris domino Andrea de Petscoty perpetuo vicario et Johanne Gill preposito de Perth, statim idem prepositus dixit quod fuerat oneratus per nobilem et potentem virum dominum Dauid de Lindesay comitem de Craufurd dicere aliqua assertiua dicto magistro Andree, et sicut asseruit de illis voluit se deonerare in presencia dictorum religiosorum ac nobilis et potentis viri domini Nicholai de Erskin, militis, domini de Kynnoule; vnde statim idem prepositus prorupit in hec verba, magister Andrea, dominus meus comes de Craufurd concordauit cum domino abbate de Cambuskynneth quod vobis remanerent fructus ecclesie de Kynnoule anno presenti, quorum partem recepistis, et quod post istum annum essetis contenti de viginti libris sterlingorum vobis soluendis ad duos vsuales terminos anni tunc futuri annuatim, pro vita vestra, tanquam pro annua pensione quousque vos poteritis consequi aliquod beneficium ecclesiasticum, et sic tota et integra ecclesia de Kynnoule in proprietate et possessione, sine quocunque juris clameo vel calumpnia, penes ipsos religiosos melius et securius quo fieri potest inter partes predictas pro perpetuo remanebit; et hec, sicut asseruit idem prepositus, mandauit sibi dictus dominus comes denunciare dicto clerico et audire responsionem eiusdem: qui clericus sic respondebat, quod dicti domini religiosi peruigiles in facto suo primo obtinuerunt dictum dominum de Kynnoule pro parte eorundem; secundo, magnificum et potentem dominum dominum ducem Albanie declarare literas suas in fauore eorundem; et tertio, singularissimum dominum suum dictum dominum comitem de Craufurd obtinuerunt iidem religiosi, vt asseruit idem clericus, pro

KYNNOULE

KYNNOULE

eorundem libito voluntatis, et cuius comitis ordinationem, secundum ipsius prepositi relationem, vt affirmabat idem clericus, volebat seruare in omnibus, dum tamen assecuretur debite de huiusmodi annua pensione sibi persoluenda ad duos anni terminos vsuales certo loco conueniendo inter partes: Quiquidem religiosi pecierunt vt possent remanere cum fructibus ipsius ecclesie et possessionem suam continuare: Qui clericus respondebat quod sicut non volebat in principali ordinatione dicti domini comitis declinare, sicut nec bono modo audebat, ita nec in fructibus anni presentis dimittendis consentiret aliquo modo sine dicti domini comitis voluntate expressa; vnde protestatus fuit dictus dominus religiosus procurator, quod postquam remanerent omnes fructus ipsius ecclesie cum dicto clerico pro anno presenti, idem clericus solueret omnia onera ordinaria et extraordinaria ipsius ecclesie pro ipso anno, et concordabunt partes quod ad approbationem omnium premissorum conueniant amicabiliter coram domino conseruatore, qui ratificabit, confirmabit et approbabit premissa singula auctoritate sua et coram quo partes in quantum oportebit se per literas et munimenta futuro tempore plenius ad inuicem et mutuo assecurabunt. Super quibus omnibus et singulis predicte partes pecierunt a me notario subscripto cuilibet eorundem sibi fieri publicum instrumentum. Acta fuerunt hec anno, indictione, mense, die et pontificatu ac loco superius annotatis; presentibus discretis viris domino Nicholao de Erskyn, domino Andrea de Petscoty, Johanne Gill suprascriptis, et multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Willelmus de Kynnard, clericus Sanctiandree diocesis, publicus imperiali auctoritate notarius, quia premissis omnibus et singulis dum, sic vt premittitur, per dictas partes modis et formis quibus supra agerentur et fierent, vnacum prenominatis testibus presens interfui, eaque sic fieri vidi et audiui et ad instantiam dictarum partium in hanc publicam formam redegi, presensque instrumentum, me aliis negotiis occupato, per alium scribi feci,

idem meis signo et subscriptione solitis et consuetis roborani, in testimonium omnium premissorum : interlineationem factam huius dictionis sterlingorum in propria linea discendendo hic fideliter approbo. KYNNOULE

168. Instrumentum donationis et quieteclamationis ecclesie de Kynnoule per Nicholaum de Erskin monasterio de Cambuskynneth.

In Dei nomine, amen : Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno a natiuitate eiusdem millesimo quadringentesimo, et mensis Marcii die vicesimo primo, in mei notarii publici et testium subscriptorum presencia nobilis et potens vir dominus Nicholaus de Erskin, miles, dominus baronie de Kynnoule, personaliter constitutus approbauit, ratificauit et pro se, heredibus suis et assignatis, pro perpetuo confirmauit reuerendis religiosis viris et dominis abbati et conuentui monasterii de Cambuskynneth et successoribus suis ordinis beati Augustini Sanctiandree diocesis illas donationem, concessionem quas sibi fecit bone memorie dominus Robertus de Erskin, miles, dominus eiusdem et baronie de Kynnoule antedicte, genitor suus, de aduocatione ecclesie de Kynnoule et jure patronatus eiusdem in puram et perpetuam elemosinam, necnon dictus dominus Nicholaus totum jus et clameum ac iuris titulum que et quem ipse in aduocatione seu jure patronatus dicte ecclesie habuit vel habere potuit, pro se, heredibus et assignatis suis, dominis dicte baronie de Kynnoule, prenominatis religiosis viris et dominis et eorum successoribus sursum reddidit pure et simpliciter in suo capitulo dicti sui monasterii, presentibus pluribus nobilibus et reuerende discretionis viris, intuitu caritatis, in puram et perpetuam elemosinam publice, palam et viua voce resignauit, et omnino quietum clamauit imperpetuum : Tenendam et habendam totam et integram aduocationem ecclesie supradicte baronie de Kynnoule et jus patronatus eiusdem prefatis religiosis viris ac dominis abbati et conuentui monasterii supradicti de Cambuskynneth et successoribus suis in puram et

KYNNOULL.

perpetuam elemosinam, adeo libere et quiete, honorifice, integre et bene et in pace in omnibus et per omnia sicut in carta bone memorie dicti domini Roberti genitoris sui dictis religiosis et suis successoribus inde confecta plene continetur, sine aliqua calumpnia, impedimento, reuocatione, vel obstaculo per ipsos dominum Nicholaum heredes vel assignatos suos imposterum mouendis, temptandis seu faciendis : insuper prefati religiosi viri ac domini pro se et successoribus suis dederunt, concesserunt, et pro perpetuo confirmauerunt prefatis domino Nicholao et heredibus suis dominis dicte baronie de Kynnoule, presentationem vicarie dicte ecclesie ad pensionem duodecim marcarum de fructibus ipsius ecclesie annuatim percipiendam ; de quibus vero aduocatione et jure patronatus dicte ecclesie, dicti dominus Nicholaus, heredes et assignati sui, simul et in solidum faciet vel facient dictos religiosos viros ac dominos abbatem et conuentum et eorum successores adeo firmos, tutos et securos in puram et perpetuam elemosinam penes ipsos pro perpetuo remansuram in omnibus et per omnia bene et fideliter sine dolo et fraude, reuocatione seu repetitione aliquali, prout eisdem dominis abbati et conuentui et suis successoribus per suum consilium quotiens et quando melius, maturius et securius videbitur expedire ; et consimili modo dicti domini abbas, conuentus et successores sui, dictum dominum Nicholaum et heredes suos de presentatione dicte vicarie ad prenominatam pensionem annuam percipiendam facient tutos et securos ; promiseruntque michi notario publico subscripto tanquam persone publice solempniter stipulanti prefati nobilis vir dominus Nicholaus, pro se heredibus et assignatis suis, ex parte vna, necnon reuerendus in Christo pater ac dominus, dominus Patricius Dei gracia abbas et conuentus supradicti, pro se et successoribus suis, ex parte altera, prestita super hiis bona fide, se pro perpetuo habituros ratum, gratum, firmum et inuiolabile omnia et singula premissa in omnibus suis punctis, modis, articulis, circumstanciis et conditionibus forma pariter et effectu, in omnibus et

per omnia vt supra continetur: saluis tamen et reseruatis prefatis religiosis dominis et successoribus suis omnibus et singulis priuilegiis et libertatibus cartarum, bullarum, euidenciarum, munimentorum, instrumentorum et scriptorum quorumcunque que vel quas inde habent seu conficiuntur, penes ipsos religiosos dominos et successores suos pro perpetuo inuiolabiliter remansuris, omni exceptione doli vel mali ingenii qui huius scripti seriem in toto vel in aliquo sui puncto vel articulo infringere poterit vel causare, per vtramque partem prefatam renunciata penitus et exclusa, sub omnium rerum et possessionum ambarum partium predictarum ypotheca et obligatione. Super quibus omnibus per me notarium publicum subscriptum sibi cum instancia fieri petierunt publicum instrumentum. Acta sunt hec apud monasterium de Cambuskynneth supradictum, in loco capitulari eiusdem, die mensis et anno supradictis; presentibus nobilibus et potentibus dominis, dominis Dauid Flemyng domino de Bigar, Johanne de Levingstoun domino de Calantar, militibus, Roberto de Levingstoun, Richardo de Calenter et Andrea de Caribir scutiferis, cum aliis testibus ad premissa vocatis specialiter et rogatis. KYNNOULE

Et ego Johannes de Vchiltre, Sanctiandree diocesis publicus auctoritate apostolica notarius, vnacum memoratis testibus, presentibus approbationi, ratificationi, resignationi, quieteclamationi premissis et renunciationi, ac omnibus aliis et singulis premissis, dum sic fierent ut prefertur et agerentur, presens fui, eaque fieri vidi, sciui et audiui, et ideo signum meum solitum et consuetum, cum nomine meo et subscriptione, loco, mense, die et anno supradictis apposui, rogatus et requisitus in testimonium premissorum et veritatis.

169. Kynnoule interruptio prescriptionis.

Universis sancte matris ecclesie filiis ad quorum noticias presentes litere peruenerint, Johannes permissione diuina prior ecclesie metropolitane Sanctiandree

KYNNOULE

et, sede eiusdem vacante, vicarius generalis, salutem et presentibus fidem adhibere indubiam : Quia per literas nostras patentes citatorias infrascriptas ad certos diem et locum et terminum peremptorium subscriptos citari fecimus venerabilem virum, magistrum Johannem Boswell, asserentem se rectorem ecclesie parrochialis de Kynnoule Sanctiandree diocesis, omnesque alios et singulos interesse habentes ad videndum et audiendum nostram collationem ordinariam dicto magistro Johanni datam et concessam super predicta rectoria per presentationem reuerendissimi in Christo patris Jacobi Glasguensis archiepiscopi, cancellarii, nomine et ex parte supremi domini nostri regis et nobilis et potentis domini Johannis ducis Albanie, eius tutoris et gubernatoris, sub sigillo secreto nobis presentato, retractari, cassari et annullari propter certas causas rationabiles allegandas prout in subscripta citatione plenius continetur ; quibus die et loco aduenientibus, coram nobis pro tribunali sedentibus in dicta ecclesia metropolitana, in insula seu sacello beati Johannis Baptiste, comparuit venerabilis vir dominus Willelmus Nory et sepefatam citationem subinsertam debite executioni demandatam, cuius executionis tenor eciam subsequitur, judicialiter produxit, et vocato dicto magistro Johanne Boswell, et aliis interesse habentibus, primo comparuit magister Johannes predictus cum suo prolocutore, magistro Martino Balfoure vicario de Monymeill, in quorum presencia idem dominus Willelmus cum suo prolocutore, magistro Roberto Reid, proposuit et petiit collationem ordinariam dicto magistro Johanni factam super dicta parrochiali ecclesia de Kynnoule retractari propter causas in citatione contentas, et collationem ordinariam dicto domino Willelmo dari super presentatione nobilium et potentium personarum Alexandri comitis Huntlie et Isabelle Gray eius sponse et comitisse, ad quos, vt asseruit, hac vice dicte ecclesie presentatio spectabat ; e conuerso vero idem magister Martinus, prolocutorio nomine quo supra, sub protestatione prima de non admittendo nos in iudicem, dixit et allegauit litem impendere in Romana curia de et super predicta parro-

chiali ecclesia per citationem executam contra prefatum magistrum Johannem ad instanciam magistri Willelmi Stewart, et propterea ipsum magistrum Johannem versus eandem curiam iter arripuisse, ad cuius itineris arreptionem probandam publicum produxit instrumentum. Deinde vocatis interesse habentibus, prefatus magister Robertus prolocutor eo nomine quo supra prolocutorio prefati Willelmi Stewart non comparentis si et prout interesse pretendebat contumaciam accusauit, protestans quod de cetero non audiretur in presenti negotio. Demum venerabilis in Christo pater et dominus, Alexander permissione diuina abbas monasterii Sancte Marie de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis, pro se et monasterio suo et eorum interesse, personaliter et judicialiter comparuit, libellum in duplici forma produxit, cuius eciam tenor inferius designatur, et vt in eodem continebatur libello causam intentauit et solempniter pro suo interesse proposuit, et ad eius instanciam contra litis consortes procedi, eiisdem terminum ad respondendum prefato libello statui et assignari debita cum instancia petiit et postulauit. Nos vero jurisperitorum et prelatorum nobis assistencium communicato, habito, et secuto consilio, dictis magistro Johanni et suo prolocutori prescriptis ad omnes declinatorias exceptiones proponendas, quibus in presenti causa vti vellent, diem Veneris vigesimum secundum mensis Nouembris proximo futuri statuimus et assignauimus, et vlterius ad certos terminos processimus prout in processu coram nobis, teste notario nostro subscripto, plenius continetur. Citationis vero tenor cuius supra mentio fiebat talis est: Johannes permissione diuina prior ecclesie metropolitane Sanctiandree et, eiusdem sede vacante, vicarius generalis, curato ecclesie parrochialis de Kynnoule seu cuicunque alteri capellano curato vel non curato infra diocesim Sanctiandree diuina celebranti, super executione presencium debite requisito, salutem: Vobis et vestrum cuilibet precipimus et mandamus [quatenus] citetis legitime venerabilem virum magistrum Johannem Boswell assertum rectorem de Kynnoule

KYNNOULE

KYNNOULE

Sanctiandree diocesis, omnesque alios et singulos interesse habentes, primo, secundo, tercio et peremptorie, trina vice, vnico tamen contextu pro triplici edicto, quem et quos tenore presencium citamus quod compareant coram nobis seu commissariis nostris pluribus aut vno in ecclesia metropolitana Sanctiandree, in insula beati Johannis Baptiste situata infra eandem, vicesimo primo die juridico citationem vestram proxime et immediate sequente, quorum viginti vnius dierum septem pro primo, septem pro secundo, et reliquos septem dies pro tertio peremptorio termino ac citatione canonica eis assignamus, et per vos volumus assignari, hora causarum ad instanciam domini Willelmi Nory capellani vt asseritur presentati ad huiusmodi rectoriam per nobilem et potentem dominum, Alexandrum comitem de Huntlie dominum Gordoune, se gerentem pro vero et indubitato patrono dicte rectorie hac vice, ad videndum et audiendum nostram collationem ordinariam dicto magistro Johanni datam et concessam super predicta rectoria per presentationem reuerendissimi domini Jacobi Glasguensis archiepiscopi, cancellarii, nomine et ex parte supremi domini nostri regis et nobilis et potentis domini Johannis ducis Albanie eius tutoris et gubernatoris, sub sigillo secreto nobis presentato, retractari, cassari et adnullari, propter certas causas rationabiles per dictum dominum Willelmum allegandas et in forma juris probandas, necnon dictum magistrum Johannem assertum rectorem antedictum, omnesque alios et singulos interesse habentes ad comparendum dictis die et loco ad videndum et audiendum collationem ordinariam dicto domino Willelmo dari super presentatione dicti domini comitis de Huntlie, vel ad allegandum causam rationabilem quare huiusmodi collatio dari non deberet, sub pena suspensionis in presbyteros, cum intimatione quod siue ipsi sic citati in dicte citationis termino comparere curauerint siue non comparuerint, nos nichilominus aut nostri commissarii in premissis instancia mediante procedemus et procedent; et presentes debite executas et indorsatas earundem

latori reddatis. Datum sub sigillo officii vicariatus nostri generalis, apud Sanctumandream vicesimo sexto die mensis Octobris, anno Domini millesimo quingentesimo vicesimo primo. Tenor vero prime executionis dicte citationis cuius supra mencio facta est sequitur in hec verba: Vigesimo octauo die mensis Octobris instantis suprascriptum magistrum Johannem Boswell omnesque alios et singulos in negotio infrascripto interesse habentes publice in ecclesia parrochiali de Kynnoule tempore magne misse, secundum tenorem presencium citaui, et copiam autenticam harum literarum super hostio magno dicte ecclesie affixi, et ibidem stare promisi, coram hiis testibus Thoma Law, Johanne Dauidson et Johanne Nicholson, ac teste manu propria dominus Johannes Philp curatus de Kynnoule manu propria. Secunda vero executio, que verius intimatio est dicenda, in hac sequitur forma: Quarto die mensis Nouembris instantis requisitus accessi ad palacium reuerendissimi domini archiepiscopi Glasguensis in ciuitate eiusdem, videlicet, ad locum dicti magistri Johannis Boswell et eius presenciam ibidem habere nequiui, intimationem dicte citationis infra dictum palacium familiaribus et seruitoribus dicti archiepiscopi publicaui, coram magistro Andrea Sibbald canonico Glasguensi, magistro Adam Stewart et Johanne Dauidson cum diuersis aliis et teste manu propria Andreas Philp curatus de Kynnoule manu propria: Libelli vero tenorem per dictum venerabilem patrem, vt premittitur, judicialiter oblati et producti in hec verba recepimus: Coram vobis reuerendo in Christo patre et domino Johanne permissione diuina priore ecclesie metropolitane Sanctiand ree, ac eiusdem sede vacante vicario generali, aliove iudice seu iudicibus in hac parte competente quocunque, pars venerabilis in Christo patris Alexandri permissione diuina abbatis monasterii de Cambuskynneth et religiosorum virorum eiusdem loci conuentus contra et aduersus venerabiles viros magistrum Johannem Boswell, magistrum Willelmum Stewart et dominum Willelmum Nory asserentes se jus habere ad rectoriam de Kynnoule Sancti- KYNNOULL

KYNNOULE.

andree diocesis et alios quoscunque interesse habentes seu putantes ad dictam rectoriam de Kynnoule seu jus patronatus eiusdem seu contra quemcunque pro eiis aut eorum aliquo in judicio legitime interuenientem tanquam in termino citationis vestre reuerende paternitatis ad instanciam dicti domini Willelmi Nory contra prefatum magistrum Johannem Boswell emanate ad videndum et audiendum collationem vestram ordinariam dicto magistro Johanni datam et concessam super predicta rectoria per presentationem reuerendissimi domini Jacobi miseratione diuina archiepiscopi Glasguensis et cancellarii Scotie jure et nomine supremi domini nostri regis et illustrissimi principis Johannis ducis Albanie eius tutoris, regni Scotie gubernatoris, retractari, cassari, annullari, et contra alios interesse habentes ad collationem ordinariam dicto domino Willelmo dari super presentatione nobilis et potentis domini Alexandri comitis de Huntlie vel ad allegandum causam rationabilem quare collatio huiusmodi dari non deberet; dicit, allegat, et sequens interesse per modum cause rationabilis dat, facit, exhibet ac in jure proponit, quo obstante dicta rectoria ecclesie parrochialis de Kynnoule et jus patronatus eiusdem ac omnes et singulos fructus, redditus et prouentus eiusdem rectorie cum pertinenciis dictis dominis abbati et conuentui monasterii de Cambuskynneth interessentibus venit adiudicanda, et silencium dictis magistris Johanni Boswell, Willelmo Stewart et domino Willelmo Nory penes titulum, proprietatem et possessionem dicte rectorie de Kynnoule et omnibus aliis interesse habentibus seu habere putantibus ab ipsis rationantibus et interessentibus ad dictam rectoriam seu jus patronatus eiusdem perpetuo venit imponendum et vestre reuerende paternitatis asserta collatio data et concessa dicto magistro Johanni Boswell venit cassanda, annullanda et infirmanda et noua collatio super pretensa presentatione dicti domini comitis de Huntly prefato domino Willelmo Nory minime venit danda seu concedenda, ex et pro eo quia de jure vbi jus patronatus alicuius ecclesie, cum consensu episcopi siue absque illo, religioso loco

KYNNOULE

detur et sine consensu fratrum eiusdem loci fuerit in ipsa ecclesia institutus, secundum rigorem est institutio irritanda; sed, accedente episcopi et capituli consensu, si quisquam postmodum ad ecclesiam ipsam presentatus et institutus fuerit episcopi auctoritate, illius non debet institutio stare, cum patronus quod suum est et episcopus omnes prouentus preter cathederaticum in pii vsus loci conuertendos [dederint], et nulli dubium existit quin, ipso jure detur, et sic donationis ratione pure facte, neque patronus neque episcopus, absque consensu fratrum talium piorum locorum, presentandi seu conferendi potestatem reassumere potest. Sed sic est quod ecclesie parrochialis de Kynnoule jus patronatus siue aduocatio per verum dominum de Kynnoule et ecclesie eiusdem verum et indubitatum patronum, religiosis viris abbati et conuentui monasterii de Cambuskynneth ibidem Deo seruientibus et imperpetuum seruituris donatum est; quamquidem donationem episcopus Sanctiandree cum consensu capituli sui approbauit et confirmauit, et ecclesiam ipsam in proprios vsus dictorum abbatis et conuentus dedit et pro perpetuo concessit, abbatemque pro tempore existentem in eadem ecclesia, nomine sui prefati monasterii instituit et in possessionem induci fecit; quas omnes donationes summus pontifex cum cause cognitione auctoritate apostolica confirmari fecit et confirmauit, ac abbatem similiter instituit et in possessionem sepefate ecclesie induci fecit, ac etiam supremus dominus noster rex dicte ecclesie jurispatronatus donationem dicti monasterii confirmationis munimine roborauit; igitur vestre reuerende paternitatis collatio super presentatione asserta dicti domini cancellarii regio nomine quo supra prefato magistro Johanni Boswell nulla est, inualida, ac nullius momenti aut roboris censenda, et ea propter de jure infirmanda et retractanda venit: Nec vestra reuerenda paternitas collationem dicto domino Willelmo Nory super pretensa presentatione dicti comitis de Huntlie de huiusmodi rectoria dare et concedere deberet, ad que probanda pars dictorum dominorum abbatis et conuentus monasterii de Cambus-

KYNNOULE

kynneth offert se legitime probaturum, et ad ea probanda se petit admitti que sunt juris per jura et facti per alias legitimas probationes citra tamen onus superfluc probationis et se non restringens ad singula premissa probanda, sed dumtaxat ad necessaria; et quod quatenus probat, eatenus obtineat de quo protestatur. Quare reuerende domine judex, cognito quantum sufficit de premissis, probatis de jure probandis, petit pars dictorum dominorum abbatis et conuentus monasterii de Cambuskynneth interessentium per vos pronunciari, decerni et declarari dictam ecclesiam parrochialem de Kynnoule et jus patronatus eiusdem dictis dominis abbati et conuentui monasterii de Cambuskynneth et monasterio eiusdem spectare et pertinere in proprios vsus, ipsisque eandem adiudicari debere, prout adiudicetis et decernatis ad vestram collationem ordinariam pretensam super pretensa presentatione dicti domini cancellarii jure regie celsitudinis quo supra facta dicto magistro Johanni Boswell retractandam, annullandam et infirmandam fore, retractari, annullari et infirmari debere, prout cassetis, annulletis, infirmetis et retractetis, collationemque nouam super pretensa presentatione dicti comitis de Huntlie prefato domino Willelmo Nory minime dandam aut concedendam fore, darique nec concedi debere, prout minime concedatis, sed silencium pro perpetuo eisdem magistris Johanni Boswell, Willelmo Stewart et domino Willelmo Nory ac aliis interesse habentibus seu habere putantibus quoad titulum, proprietatem seu possessionem dicte rectorie de Kynnoule aut jurispatronatus eiusdem imponendum fore et imponi debere prout cassando premissis imponatis: hec petit et iusticiam sibi exhibere in premissis vnacum expensis litis, super hiis omnibus vestrum benignum officium humiliter implorando, reuerende domine judex antedicte. In quorum omnium et singulorum fidem et testimonium premissorum actum huiusmodi coram nobis factum exinde fieri et per notarium publicum curie nostre in huiusmodi causa coram nobis scribam subscriptum subscribi et publicari mandauimus, sigillique officii

vicariatus nostri generalis jussimus appensione communiri : Datum et actum KYNNOULE
in dictis metropolitana ecclesia et sacello diui Johannis sub anno ab incarnatione Domini millesimo quingentesimo vigesimo primo, die Lune mensis Nouembris decimo octauo, hora causarum eiusdem diei ante merediem solita et consueta, indictione decima pontificatus sanctissimi in Christo patris et domini domini Leonis diuina prouidencia pape decimi, anno nono ; presentibus ibidem pro tunc reuerendo in Christo patre et domino, domino Jacobo miseratione diuina episcopo Morauiensi, Thoma Halkerstoune ecclesie metropolitane supradicte archidiacono principali, magistris et dominis Georgeo Hepburne decano Dunkeldensi, Johanne Weddale in vtroque jure licentiato rectore de Flisk et officiali principali, Hugone Spens decretorum doctore in sacra pagina professore, ecclesie collegiate Sancti Saluatoris infra ciuitatem Sanctiandree preposito, et Jacobo Johneson huiusmodi cause coram nobis conscriba et notario publico, testibus ad premissa rogatis et requisitis.

Et ego Robertus Lauson arcium magister clericus Sanctiandree diocesis publicus auctoritate apostolica notarius et scriba in premissis, quia dictarum literarum citatoriarum prefati domini vicarii generalis in judicio presentationi, lecture eiusdem, antecitatorum in ipsis literis vocationi, procuratorum partium predictarum comparitioni, eorum petitionibus, allegationibus et
et dicti venerabilis patris de Cambuskynneth pro se et suo conuentu eciam comparitioni et sepedicti libelli pro eorum interesse productioni et protestationi, ceterisque premissis omnibus et singulis dum sic vt premittitur dicerentur, agerentur et fierent vnacum prenominatis testibus presens interfui, eaque omnia et singula sic fieri vidi, sciui et audiui ac in notam sumpsi, ideoque presentes literas siue presens publicum instrumentum manu aliena scriptum exinde confeci, signoque nomine et subscriptione meis solitis et consuetis, vnacum appensione sigilli dicti domini vicarii generalis signaui, rogatus et requisitus in fidem et testimonium veritatis omnium et singulorum premissorum.

170. Donatio terre de Ketlistoun.

KETLISTOUN.

Dauid rex Scotorum episcopis, abbatibus, comitibus, baronibus et omnibus hominibus totius terre sue, salutem: Sciatis me concessisse et dedisse abbati de Striueling et canonicis ibidem Deo seruientibus, pro salute anime mee et antecessorum meorum, Ketlistoun per suas rectas diuisas in perpetuam elemosinam libere et quiete ab omni seculari seruicio sicut alias terras tenent quas de me habent: Teste Waltero cancellario et Hugone de Moreuilla et Dufoc vicecomite de Striueling et Alswyno et Petro clerico, apud Kynross.

171. Confirmatio Alexandri regis terre predicte.

Alexander Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, salutem: Sciatis presentes et futuri nos concessisse et hac carta nostra confirmasse quietam clamationem quam Willelmus de Ketlistoun fecit pro se et heredibus suis coram venerabili patre Galfrido episcopo Dunkeldensi et Rogero abbate de Newbotill et Johanne de Wallibus et Johanne de Striueling et Johanne de Haya et Patricium filium Willelmi, de terra de Ketlistoun cum eius pertinenciis, abbati et conuentui de Cambuskynneth in plena curia eiusdem abbatis, et concessionem illam quam dicti abbas et conuentus de Cambuskynneth fecerunt eidem Willelmo de Ketlistoun et proximo heredi suo de terris suis de Benyn et de Duglyn pro dicta quieta clamatione et resignatione; et preterea donationem illam quam idem abbas et conuentus de Cambuskynneth postea fecerunt eidem Willelmo et proximo heredi suo de terra de Badindath cum omnibus pertinenciis in excambium predictarum terrarum de Benyn et de Duglyn, cum incremento octo marcarum quas dicti Willelmus et proximus heres suus singulis annis percipiet per manus abbatis de Cambuskynneth qui pro tempore fuerit: Tenendam et habendam eisdem Willelmo et proximo

Donatio terre de Ketlistoun

David Rex Scotorum Episcopis abbatibus comitibus baronibus et omnibus hominibus totius terre sue salutem Sciatis me concessisse et dedisse abbati de Strivelinc et canonicis ibidem deo servientibus pro salute anime mee et antecessorum meorum Ketlistoun per suas rectas divisas in perpetuam elemosinam libere et quiete ab omni seculari servicio sicut alias terras tenent quas de me habent Teste Waltero cancellario et Hugone de Morevilla et Dufoc vicecomite de Strivelinc et Alfwyno et Petro clerico Apud Kynross

heredi suo in tota vita sua ita libere, quiete, plenarie et honorifice sicut scriptum super hoc plenius confectum iuste testatur, saluo seruicio nostro: Teste venerabili patre domino Gawino episcopo Dunkeldensi, Henrico Bailiol camerario, Ingeramo Gurle, Symone Croc, W[altero] Olifard, Johanne de Lambertoun, apud Striueling, septimo die Januarii, anno regni domini regis tricesimo primo. KETLISTOUN.

172. Liberatio namationis hominum de Ketlistoun pro lie bludewite per auditores scaccarii, conformiter inhibitioni regis Roberti.

In compoto Jacobi Hamiltoun de Kyncavill vicecomitis de Linlithqw reddito apud Edinburgh decimo quarto die mensis Julii, anno Domini millesimo quingentesimo vicesimo quinto, talis facta est allocatio, et eidem in decem libris de duobus bludewitis Jacobi Brocas et filii sui superius oneratis commorantium in Ketlistoun et baronia eiusdem, infra balliam compotantis, ex eo quod dicta villa de Ketlistoun et baronia eiusdem pertinere et spectare dinoscuntur Alexandro abbati et conventui ac loco de Cambuskynneth, et compotans minus iuste processit contra dictos Jacobum et eius filium, nullo comparente ex partibus dictorum abbatis, conuentus et loci ad dicendum seu allegandum pro priuilegiis eorundem, dicto eciam abbate vno ambassiatorum domini regis pro tempore in regno Anglie pro republica huius regni existente, x lib.

Ita est in rotulo, Gawinus Dunbar.

173. Ketlistoun liberum a secta curie vicecomitatus.

Robertus Dei gracia rex Scotorum, vicecomiti nostro de Edinburgh et balliuis suis de Linlithqw, salutem: Ad nostram accedens presenciam venerabilis in Christo pater Willelmus abbas de Cambuskynneth grauiter est conquestus quod vos terras suas de Kettilstoun infra constabulariam de Linlithqw iniuste

KETLISTOUN.

compellitis pro communi secta et seruiciis contra formam carte quondam Dauid regis Scotorum illustris inde confecte, quam nobis monstrauit, et quam cum consilio nostro trium comitatum perlegi et examinari fecimus ; quo facto, visum est nobis et ipsi consilio nostro expresse quod dicte terre in premissis iniuste compelluntur : Quare vobis firmiter precipimus et mandamus quatenus predictas terras contra formam predicte carte amplius nullo modo compellatis sub pena que incumbit. Datum sub sigillo nostro secreto apud Sconam, post coronationem nostram decimo octauo die Augusti, anno regni nostri primo.

174. Confirmatio Willelmi regis de marca Kerrall.

KARELL.

Wilelmus Dei gracia Rex Scotorum, iusticiis, vicecomitibus, ministris et omnibus probis hominibus totius terre sue, clericis et laicis, salutem : Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus vnam marcam argenti annuatim ad luminare, quam A[da] Comitissa mater mea eiis dedit in burgo de Karell : Tenendam et habendam in liberam et perpetuam elemosinam ita libere et quiete et honorifice sicut carta matris mee testatur et confirmat : Teste Willelmo Ludo (Waltero Bidun) cancellario, Hugone capellano meo, Waltero filio Alani dapifero, Roberto Auenel, Willelmo filio Thoraldi, Roberto Costentin, apud Striueling.

175. Confirmatio de Karell.

Villelmus rex Scotorum, omnibus probis hominibus totius terre sue, salutem : Sciatis me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus vnum plenum toftum in burgo de Karell quod A[da] Comitissa mater mea eiis dedit cum dimedia carrucata terre in Petcorthun cum communi pastura : Tenendam

ita libere et quiete in liberam et perpetuam elemosinam sicut carta A[de] Comitisse matris mee testatur et confirmat; testibus Eugenio (Engelramo) episcopo Glasgw, Nicolao cancellario, Matheo archidiacono Sanctiandree, Waltero filio Alani dapifero, Alexandro de Sancto Martino, Gilberto filio Richardi, apud castellum puellarum. KARELL.

176. Bulla confirmationis de Kintulach.

Gregorius episcopus, seruus seruorum Dei, dilectis filiis abbati et conuentui monasterii de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis, salutem et apostolicam benedictionem: Ea que pro diuini cultus augmento et animarum salute prouide facta sunt vt illibata consistant libenter apostolico munimine roboramus; exhibita siquidem nobis nuper pro parte vestra petitio continebat quod olim dilectus filius nobilis vir Robertus de Erskin miles et dilecta in Christo filia nobilis mulier Cristiana eius vxor Glasguensis diocesis, pro sua et progenitorum suorum ac aliorum fidelium defunctorum animarum salute, et vt pro animabus ipsis missas et alia diuina celebrantes officia, totam terram eorum in loco de Kintulach dicte diocesis consistentem et ad dictos coniuges iusto titulo pertinentem, cum omnibus iuribus et pertinenciis suis vobis et monasterio vestro imperpetuum dederunt et eciam concesserunt, prout in quibusdam patentibus literis inde confectis ipsorum sigillatis sigillis quarum tenorem de verbo ad verbum presentibus inseri fecimus plenius continetur; quare pro parte vestra et dictorum coniugum fuit nobis humiliter supplicatum vt donationem huiusmodi confirmationis apostolice robur adicere de benignitate apostolica dignaremur: Nos igitur huiusmodi laudabile opus in Domino commendantes ac volentes illud apostolicis fauoribus confoueri, huiusmodi supplicationibus inclinati, donationem et concessionem huiusmodi ac omnia alia et singula in dictis contenta literis rata et grata habentes illa auctoritate apostolica ex certa sciencia confirmamus et presentis scripti patro- KINTULACH.

KINTULACH.

cinio communimus : Tenor autem dictarum literarum talis est : Vniuersis tam posteris quam presentibus presentem cartam visuris vel audituris, Robertus de Erskin dominus eiusdem et Cristiana de Keith sponsa sua, salutem in Domino sempiternam : Nouerit vniuersitas vestra nos pro salute status nostri, nostrorumque heredum et successorum dum vixerimus, ac pro salute animarum nostrarum et eorundem cum erepti fuerimus ab hac luce, necnon pro salute animarum patrum, matrum, omniumque parentum et antecessorum nostrorum atque omnium fidelium defunctorum caritatiue dedisse, concessisse et hac presenti carta confirmasse monasterio de Cambuskynneth et canonicis ibidem Deo seruientibus et beate Marie semper virgini, ac imperpetuum seruituris, totam terram nostram de Kyntulach cum pertinenciis in comitatu de Stratherne infra vicecomitatum de Perth : Tenendam et habendam totam prefatam terram de Kyntulach cum pertinenciis prefato monasterio et religiosis eiusdem prenotatis in liberam, puram et perpetuam elemosinam, in boscis et planis, moris et marresiis, molendinis et multuris, pratis pascuis et pasturis, venationibus, aucupationibus et piscariis, necnon cum wardis et releuiis, maritagiis, eschaetis et seruiciis liberetenencium totius terre de Kintulach, ac cum omnibus et singulis aliis libertatibus, commoditatibus, asiamentis et iustis pertinenciis quibuscunque tam sub terra quam supra terram, tam non nominatis quam nominatis in hac carta, ad dictam terram de Kyntulach cum pertinentiis spectantibus seu quoquo jure spectare valentibus in futurum, adeo libere, plene, integre et honorifice in omnibus et per omnia sicut aliqua terra infra regnum Scotie in puram et perpetuam elemosinam alicui monasterio dari potest ab aliquo seu concedi : Faciendo inde dicti religiosi tam posteri quam presentes diuina seruicia in missis et aliis suffragiis pro nobis et pro omnibus prenotatis, singulis diebus imperpetuum, in quibus et quemadmodum nobis sunt tam literatorie sub sigillo auctentico dicti monasterii sui [quam] in bona consciencia obligati fideliter. In cuius rei testimonium presenti carte

nostre sigilla nostra sunt appensa : Datum apud Striueling, octauo die Septembris anno gratie millesimo tricentesimo sexagesimo primo. Nulli ergo omnino hominum liceat hanc paginam nostre confirmationis infringere vel ei ausu temerario contraire : si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum. Datum Auinione quinto Idus Aprilis pontificatus nostri anno quarto. KINTULACH.

177. Kintulach Roberto Erskin et Cristine sponse sue donatio.

Omnibus hanc cartam visuris vel audituris, Johanna comitissa de Stratherne, salutem in Domino sempiternam : Noueritis nos in nostra viduitate dedisse, concessisse et hac presenti carta nostra confirmasse domino Roberto de Erskin militi, pro homagio suo et seruicio, et domine Cristiane de Keith sponse sue, consanguinee nostre carissime, et eorum diucius viuenti ac heredibus inter ipsos procreatis vel procreandis, omnes terras nostras et tenementa de Kintulach cum pertinenciis infra comitatum de Stratherne : Tenendas et habendas predictis domino Roberto et domine Cristiane et eorum diucius viuenti ac heredibus suis inter ipsos procreatis vel procreandis, quibus forsan deficientibus, heredibus predicti domini Roberti veris et legitimis, de nobis et heredibus nostris in feodo et hereditate per omnes rectas metas et diuisas suas libere et quiete, plenarie et honorifice, bene et in pace, in boscis et planis, viis et semitis, moris, maresiis, pratis, pascuis et pasturis, aquis et stagnis, molendinis, brasinis, multuris et eorum sequelis cum aucupationibus, venationibus et piscationibus et cum omnimodis aliis libertatibus, commoditatibus, asiamentis et pertinenciis quibuscunque in omnibus et per omnia tam non nominatis quam nominatis ad dictas terras et tenementa spectantibus seu in futurum spectare valentibus quoquo modo : Faciendo inde predictus dominus Robertus et heredes sui predicti forinsecum seruicium domini nostri regis quantum pertinet ad dictas

KINTULACH.

terras et tenementa, et reddendo nobis et heredibus nostris annuatim vnum denarium argenti tantum nomine albe firme ad festum Penthecostes si petatur, pro wardis, maritagiis seu releuiis et omnibus aliis seruitiis, consuetudinibus, exactionibus seu demandis que de dictis terris et tenementis cum pertinenciis exigi poterunt vel requiri: In cuius rei testimonium presenti carte nostre sigillum nostrum est appensum; hiis testibus, venerabilibus in Christo patribus dominis Willelmo Dei gracia episcopo Dunblanensi et Gilberto eadem gracia abbate monasterii de Cambuskynneth, domino Roberto senescallo Scotie tunc locum tenente domini nostri regis, Thoma de Morauia panetario Scotie; dominis Thoma de Fausyde et Rogero de Mocfen, militibus; Waltero Oliphant, Johanne de Drummond, Roberto de Cochrane, Johanne Gill et Johanne Mersar burgensibus burgi de Perth, et multis aliis.

178. ROBERTI SENESCALLI SCOTIE CONFIRMATIO COMITIS DE STRATHERNE SUPER DONATIONE DE KINTULACH ET AD MORTUAM MANUM CONCESSIONIS LICENCIA ABSQUE SECULARI SERUICIO IN PURAM ELEMOSINAM.

OMNIBUS hanc cartam visuris vel audituris, Robertus senescallus Scotie comes de Stratherne, salutem in Domino sempiternam: Nouerit vniuersitas vestra nos grauidam cartam dilecti et specialis nostri domini Roberti de Erskin militis et domine Cristiane sponse sue, non rasam, non aboletam non cancellatam, nec in aliqua sui parte viciatam sed omni prorsus vicio, suspicione et ambiguitate carentem, diligenter inspexisse veraciter in hec verba: Vniuersis tam posteris quam presentibus hanc cartam visuris vel audituris, Robertus de Erskin dominus eiusdem et Cristiana de Keith sponsa sua, salutem in Domino sempiternam: Nouerit vniuersitas vestra nos pro salubritate status nostri nostrorumque heredum et successorum dum vixerimus, ac pro salute animarum nostrarum et eorundem cum erepti fuerimus ab hac luce, necnon pro salute ani-

KINTULACH.

marum patrum et matrum omniumque parentum et antecessorum nostrorum atque omnium fidelium defunctorum, caritatiue dedisse, concessisse et hac presenti carta nostra confirmasse monasterio de Cambuskynneth, et canonicis ibidem Deo et beate Marie semper virgini seruientibus et imperpetuum seruituris, totam terram nostram de Kyntulach cum pertinenciis in comitatu de Stratherne infra vicecomitatum de Perth : Tenendam et habendam totam prefatam terram de Kyntulach cum pertinenciis prefato monasterio et religiosis eiusdem prenotatis in liberam, puram et perpetuam elemosinam in boscis et planis, moris et maresiis, molendinis et multuris, pratis, pascuis et pasturis, venationibus, aucupationibus et piscariis, necnon cum wardis, releuiis, maritagiis, eschaetis et seruiciis liberetenencium totius terre de Kintulach ac cum omnibus et singulis libertatibus, commoditatibus, asiamentis et iustis pertinenciis quibuscunque, tam sub terra quam supra terram, tam non nominatis quam nominatis in hac carta, ad dictam tertiam de Kintulach cum pertinenciis spectantibus seu quoquo jure spectare valentibus in futurum, adeo libere, plene, integre et honorifice in omnibus et per omnia sicut aliqua terra infra regnum Scotie in puram et perpetuam elemosinam alicui monasterio dari potest ab aliquo seu concedi : Faciendo inde dicti religiosi tam posteri quam presentes diuina seruicia in missis et aliis suffragiis pro nobis et pro omnibus prenotatis, singulis diebus imperpetuum ; in quibus et quemadmodum nobis sunt tam literatorie sub sigillo auctentico dicti monasterii sui quam in bona consciencia fideliter obligati : In cuius rei testimonium presenti carte nostre sigilla nostra sunt appensa : datum apud Striueling octauo die Septembris, anno gracie millesimo tricentesimo sexagesimo primo. Quamquidem cartam in omnibus et per omnia, prout suprascriptum est in forma pariter et effectu, nos Robertus senescallus Scotie comes de Stratherne predictus pro nobis et nostris heredibus ratificamus, approbamus et tenore presentium confirmamus ; et enim propter specialem effectum, quo

KINTULACH.

prefato monasterio acetiam predictis militi et sponse sue sumus astricti, dedimus et concessimus eisdem, damusque et concedimus pariter per presentes, ex gratia speciali, potestatem plenam et liberam et licenciam specialem ad infeodandum dictum monasterium et religiosos eiusdem de dicta terra de Kintulach cum omnibus et singulis juribus, libertatibus et pertinenciis prenotatis in forma suprascripta adeo ac si [per] infeodacionem, qua in dicta terra de Kyntulach iidem dominus Robertus et domina Cristiana infeodati sunt, esset expresse contentum quod liceret ipsis eandem terram cum pertinenciis ad quamcunque manum mortuam eciam absque nostri licencia assignare: In cuius rei testimonium huic carte confirmationis nostre sigillum nostrum est appensum; testibus venerabili in Christo patre domino Willelmo episcopo Sanctiandree, dominis Johanne Senescallo fratre nostro, Hugone de Eglintoune et Thoma de Fausyde, militibus, Johanne Erth, Roberto de Cochrane et Thoma Simple ac multis aliis: datum apud Menthfen duodecimo die mensis Septembris, anno Domini millesimo tricentesimo sexagesimo primo.

179.—Kintulach tertie partis terrarum resignatio in manus abbatis.

Reuerendo in Christo patri ac domino, domino suo abbati monasterii de Cambuskymeth et eiusdem loci conuentui, Johannes de Megille dominus tertie partis de Kintulach, salutem in Domino sempiternam: Ego Johannes de Megille predictus non vi vel metu ductus, dolo nec fraude deceptus, sed mea mera spontaneaque voluntate commotus in manus vestras omnes terras meas tercie partis de Kintulach cum pertinenciis, in comitatu de Stratherne infra vicecomitatum de Perth jacentes, quas de vobis tenere clamo in capite, per fustim et baculum sursum reddo, pureque simpliciter resigno, ac omne jus et juris clameum que in eisdem terris cum pertinenciis ego vel heredes mei habemus aut habere poterimus in futurum, sic quod vos de dictis terris de Kintulach cum pertinenciis pro vestre libito voluntatis libere disponere valeatis:

In cuius rei testimonium presenti mee resignationi sigillum meum apposui apud Megille, decimo sexto die mensis Februarii anno Domini millesimo tricentesimo octuagesimo primo. KINTULACH

180. KINTULACH INHIBITIO REGIA NE VICECOMES LEUET CONTRIBUTIONES.

DAUID Dei gracia Rex Scotorum vicecomitibus et balliuis suis de Perth, salutem: Cum terra de Kintulach cum pertinenciis infra balliam vestram sit concessa religiosis viris abbati et conuentui de Cambuskynneth in puram et perpetuam elemosinam, donatioque et concessio eiusdem terre sicut tam per sacrosanctam sedem apostolicam quam per nos confirmatur, volumus et vobis mandamus sub omni pena que competere poterit in hac parte, ne inhabitantes dictam terram elemosinatam ad solutiones aliquarum contributionum seu prouidenciarum nostrarum, aut ad aliqua alia seruicia facienda aliter compellatis aut compelli permittatis a quoquam quam compellitis aut compelli facitis aliquas terras elemosinatas liberiores infra balliam vestram: datum sub sigillo nostro secreto apud Edinburgh, primo die Maii, anno regni nostri quadragesimo.

181. KINTULACH DECRETUM INTER ABBATEM FENTOUNE ET DUNBARNYE.

BE it kennit to all men be thir lettres, that in presens of ws, Johnne of Levingstoune, knicht, Johnne of Remorgun and Robert of Perduvyn, arbitratouris for the ta part, Walter of Murreff of Drumfergart, Johnne Williamson of Angous, and Johnne of Petscoty, arbitratouris for the tothir part, and in gude faith lelely sworne eftir our wit to deme and to determe as lauch and richt wald, all actionis betuene the abbot of Cambuskynneth of the ta part, and William of Fentoune the sone and his man Robert of Dunbarny of the tothir part, baith thir partyis apperand before ws arbitratouris foirsaid chosin through thame in the kirk of Perth the xiii day of Februar. the zeir of grace ane thousand thre

KINTULACH

hundreth fourescore and nyne, and bodely suorne in gude faith to hald ferme and stabill but fraude or gile oure ordinance. This done, the playntis till ws schewit of baith the partiis, all thingis considerit, we demit and determit as eftir followis, that is to say, that the foirsaid William sall do and fulfill to the abbot of Cambuskynneth beforesaid to no hant (touchand) the confirmationis of his landis of Kyntulach as he is oblist be his lettre and his seill to the said abbot, and that he sall assith the forsaid abbot for the releif of that ilk land, that is to say, the tane half as for the Martymes terme last bipast, and the tothir half at Witsonday nixt for to cum. Item, the foresaid William sall restore ten oxin and fyve ky to the foirsaid abbotis men of Kintulach within fyftene dayis nixt efter the dait of this letter, the quhilk war wrangusly tane fra the said men, and zit with the foresaid William resettit and haldin: Item, to no hant (touchand) the playnt that the foresaid William maid vpon the abbot of the eting of his part of the medo of Kyntulach, we ordane that the said abbot sall assyth for the thrid part to the said William eftir the sicht of thame that kennit it: Item, tuechand Robert of Dunbarny and the said abbot, that quhare the forsaid Robert nyit that he was man to the said abbot, na till him na feance maid, we find that he maid him feance and was his man to Martymes last, and that he had nyit of his maill half ane mark wrangusly quhare we demyt him to pay the said maill, and for nyting of ilk penny to pay ane pund of siluer: Item, we fand him dempt lauchfully in twa wnlawis to the said abbot: Item, we fynd that the forsaid Robert hes sclanderit the forsaid abbot and his court of Kintulach, and through his wrang informatioune hes gert skaith the said abbot and his men of Kintulach, and dispituisly spokin baith before his ene and behind his bak; quharefor we ordane and demis that the said Robert sall cum to Cambuskynneth vpon oure Lady day at nixt cummis hudles, hosles, hatles, scholes, beltles, and knyfles, in the tyme of the hie mess, with ane candill of twa pund of wax in his hand, and

thare before the pepill offer it till oure Lady, and evin vpone his knois sall ask the said abbot and the convent of the place forgevenes of that trespas forsaid: Item, to no hant (touchand) twa difforsis maid through the foresaid Robert to the said abbottis seriand, we ordane that he sall fynd certane borouchis for till appere in the said abbotis court of Kintulach but fraude or gile, apone the warnyng of xv dayis or mare, for to ansuer apone the said deforsis as law will: Item, we fynd that tuichand the catell that the said abbot tuke of the said Robertis was lauchfully tane, as for his maill and his vnlawis foirsaid, the quhilk excedit the price of the catell had that catell be tane armly bot for the twa difforsis, we fynd that thai aucht nocht for to be had out of that lordschip withouttin mare process, bot for the tothir twa causis was lauchfull we ordane na restorance. Writtin vnder our selis day and place foirsaid. KINTULACH

182. Carta de Kintulach.

Omnibus hanc cartam indentatam siue indenturam bipartitam visuris vel audituris, Alexander permissione diuina abbas monasterii de Cambuskynneth et conuentus eiusdem ordinis Sancti Augustini Sanctiandree diocesis, salutem in Domino sempiternam: Noueritis nos, vtilitate nostra et ecclesie nostre vndique preuisa, diligenti tractatu per nos prius habito, dedisse, concessisse et confirmasse, necnon per presentes dare, concedere et confirmare venerabili viro magistro Henrico Quhite, ecclesiarum cathedralium Morauiensis, Dunblanensis et Brechinensis canonico, rectori Sancti Modoci ac officiali Dunblanensi et domino de Auchnaguff hereditarie, et ipso deficiente, et post eum, personis sequentibus, videlicet Johanni Quhite de Lumbenny filio fratris dicti magistri Henrici, et heredibus de corpore suo legitime procreatis seu procreandis, quibus forte deficientibus, Roberto Quhit de Tewhindade fratri germano dicti Johannis et heredibus de corpore suo legitime procreatis seu procreandis, terciam partem omnium et singularum ville et terrarum de

KINTULACH.

Kintulach cum tercia parte molendini dictarum terrarum cum tenentibus et tenandriis et liberetenencium seruiciis cum pertinenciis, jacentium infra parrochiam de Dunberny prope pontem de Erne infra vicecomitatum de Perth: Quequidem terre et tercia pars dicti molendini fuerunt quondam Jacobi Fentoune de Ogill hereditarie et de nobis tente in capite vt nostra antiqua tenandria, et quasquidem terras dictus Jacobus cum tercia parte molendini earundem cum tenentibus et tenandriis et liberetenencium seruiciis, necnon omne jus et juris clameum que seu quod dictus Jacobus habuit, habet seu habere potuit in seu ad dictas terras cum tercia parte molendini earundem cum pertinenciis tam quoad possessorium quam petitorium in manibus nostris tanquam in manibus domini superioris earundem per se personaliter per fustim et baculum sursum reddidit pureque et simpliciter resignauit ac pro se et heredibus suis omni juri renunciauit in fauorem prefati magistri Henrici et personarum prefatarum pro certa summa pecunie per prefatum magistrum Henricum prefato Jacobo in numerata pecunia persoluta in magna quantitate, ante quarum quidem tertie partis terrarum et tertie partis molendini emptionem factam per prefatum magistrum Henricum a prefato Jacobo, quamplurime erant persone et in magno numero que poterant succedere hereditarie ad dictam terciam partem terrarum et terciam partem molendini antequam ad nos seu successores nostros reuerti poterunt seu prouenire; nunc solum autem heredes prefatarum duarum personarum de corporibus suis procreati seu procreandi et persone prescripte succedent et ipsis deficientibus seu alienantibus aliquam partem prefatarum terrarum seu molendini absque nostris licencia et confirmatione, ad nos reuertentur prout in hac carta nostra continetur: Tenendas et habendas omnes et singulas predictas terras et terciam partem predicti molendini cum tenentibus et tenandriis et liberetenencium seruiciis cum pertinenciis prefato magistro Henrico hereditarie, ipso deficiente, post eum personis predictis videlicet, Johanni Quhit et heredibus de corpore suo procreatis

KINTULACH

seu procreandis, quibus forte deficientibus, prefato Roberto Quhite et heredibus de corpore suo procreatis seu procreandis, de nobis et successoribus nostris in feodo et hereditate imperpetuum, prout jacent in longitudine et latitudine per omnes rectas metas suas antiquas et diuisas, in domibus, edificiis, boscis, planis, moris, marresiis, viis, semitis, aquis, stagnis, siluis, riuolis, lacubus, pratis, pascuis et pasturis, petariis, turbariis, carbonariis, cuniculariis, columbariis, fabrilibus, brasinis, brueriis et genestis, lignis, lapicidiis, lapide et calce, molendinis, multuris et eorum sequelis, aucupacionibus, venacionibus et piscationibus, cum curiis et earum exitibus, amerciamentis, herezeldis cum communi pastura, libero introitu et exitu ac cum omnibus aliis et singulis libertatibus, commoditatibus, proficuis asiamentis ac iustis pertinenciis suis quibuscunque tam non nominatis quam nominatis, tam sub terra quam supra terram, procul et prope, ad dictam terram et integram partem terrarum predictarum et terciam partem molendini cum pertinenciis spectantibus seu iuste spectare valentibus quomodolibet in futurum et adeo libere, quiete, plenarie, honorifice, bene et in pace in omnibus et per omnia sicut alique terre infra regnum Scotie alicui conceduntur, dictis tamen terris et tercia parte dicti molendini cum pertinenciis, deficientibus prefatis magistro Henrico, Johanne et Roberto et heredibus suis predictis, reuertentibus ad nos et successores nostros pro perpetuo permansuris, ad hoc accedente consensu dicti magistri Henrici expresso: Reddendo inde annuatim prefati magister Henricus, Johannes et Robertus et heredes sui procreati seu procreandi predicti nobis et successoribus nostris seruicium debitum et consuetum dari de dictis terris, et vni capellano et successoribus suis pro perpetuo celebraturis pro anima prefati magistri Henrici septemdecim marcas annui redditus, prout in ipsius fundatione continebitur: volumus eciam quod dicte terre et tercia pars prefati molendini cum suis pertinenciis reuertantur ad nos et successores

KINTULACH

nostros pro perpetuo permansure vt predicitur, acceiam si contingat dictas terras aut aliquam partem earundem alienari hereditarie absque nostris licencia, consensu et confirmatione seu successorum nostrorum; semper tamen saluo predicto annuo redditu dicto capellano et successoribus suis secundum tenorem infeodationis predicte: insuper, pro consiliis nobis et loco nostro impensis et impendendis per prefatum magistrum Henricum, eidem et prefatis Johanni et Roberto et eorum heredibus prenominatis, damus et concedimus omne jus et juris clameum quod seu que habemus, habuimus seu habere poterimus in seu ad dictas terras et tertiam partem prefati molendini cum suis pertinenciis ob non legitimum introitum heredis seu heredum ad dictas terras seu ad terciam partem molendini earundem seu ratione recognitionis ob alienationem maioris partis earundem seu aliter ex aliqua causa seu forisfactura quibuscunque, prefatum magistrum Henricum pro tempore suo absoluimus a quocunque alio seruicio preterquam a consilio suo dando. In cuius rei testimonium parti huius carte indentate siue indenture bipartite apud nos et successores nostros permansure sigillum proprium dicti magistri Henrici vnacum sua subscriptione manuali, parti vero eiusdem apud dictum magistrum Henricum et heredes suos prenominatos permansure sigillum nostrum commune sunt appensa, apud monasterium nostrum predictum primo die Junii, anno Domini millesimo quingentesimo tricesimo; presentibus ibidem venerabilibus et discretis viris magistris et dominis Jacobo Wilsone canonico Dunblanensi, Henrico Myll, Alano Balward vicario de Kalender, Alexandro Fentoune et Andrea Sym vicario de Cumry presbyteris, Henrico Abircrummy et Georgeo Painter laicis, cum diuersis aliis.

183. [LETTERS OF REVERSION OF THE THIRD PART OF KINTULACH.]

To all and sundry to quhais knaulege thir present lettres sall tocum, William, be the mercy of God bischop of Dunblane, with consent and assent

KINTULACH.

of ane reuerend fader in God, James, administratour generall of the frutis of the bishopry of Dunblane, dene and cheptoure of the samyn, Maister Henry Quhite, chanon of the cathederall kirkis of Murreff, Dunblane, and Brechin, rector of Sanct Modoce official of Dunblane, generall lard of Auchnagufe, and lard of the thrid part of the landis of Kintuloch and the thrid part of the mylne of the samyn, with thare pertinentis, liand within the shirefdome of Perth, besyde the brig of Erne, within the parochin of Dumbery, and schir Stevin Culrois, chapellane of the chapellanry of the Trinite altare situat within the cathedrall kirk of Dunblane, foundit be the said maister Henry, greting in God euirlesting: Wit zoure vniuersiteis that albeit ane venerabill fader Alexander be the permissioun of God abbot of Cambuskynneth, and the convent of the samyn, ourlordis of the thrid partis of the said landis of Kintuloch, and the thrid part of the mylne of the samyn, with the pertinentis, hes infeft me, the said Maister Henry Quhite, in the said landis of Kintulach, and in the thrid part of the mylne of the samyn, with thare pertinentis, and eftir me to cum to Johnne Quhite and the aris gottin, or to be gottin, of his body, and failzeing thareof to Robert Quhite and the airis gottin and to be gottin of his body, and failzeing thairof to revert and returne to the sadis abbot and convent and thare successouris, perpetually foreuir, quhare of before in the sadis landis wes diuers and mony airis in grete nowmer to succeid or the sadis landis micht returne to the sadis abbot and convent, and als that albeit that I, the said Maister Henry, hes infeft ane chapellane to serue in the cathedrall kirk of Dunblane of sevintene markis of annuellrent zeirlie, with consent and assent of the sadis abbot and convent, and thare successouris, of the sadis landis and mylne, with thare pertinentis, like as it is contenit in the fundatioune maid tharupoun, neuirtheles we, the said William bischop of Dunblane and cheptour of the samyn, Maister Henry Quhite and chapellane foresaid, will and grantis ws, lelely and treuly, and be the faith and

KINTULACH

treuth in oure body, bindis and oblissis vs and oure successouris, present and for to cum, that how sone and quhatsumeuir tyme that it sall happin the said venerabill fader and his convent, or thair successouris, eftir the sadis landis cumis and returnis to thame ony maner of way to remane, and infeftis the said chapellane and his successoris heretabillie beand for the tyme, and makis him and thame als sicker as can be deuisit but inconuenient in als mekle gude annuell liand in als gude and competent place zeirlie to be joysit be thame, that than incontinent we, oure successouris and cheptoure, Maister Henry and chapellane forsaid beand for the tyme, sall renunce and ouregif and purelie resigne to the said venerabill fader and convent and thare successouris beand for the tyme, the said annuell that the said chapellane beand for the time hes of the thrid part of the landis of Kintulach, and the thrid part of the mylne of the samyn with thare pertinentis to remane to the said abbot and convent, and thare successouris perpetualie, swa that we the saidis William, bischop of Dumblane, oure dene and cheptoure of the samin and chappellane of the said altare beand for the tyme, and oure successouris, and the said maister Henry, he beand on life, beand lauchfully warnit personaly, or apoun the Sonday in tyme of the hie mess at the said altare of the Trinite, situat within the said Kirk of Dunblane, in presens of ane notare and witnes as efferis, and gif the bischop, dene, cheptoure and chapellane for the time absentis thaimself fraudfully, thai beand lauchfully warnit tharof before, as said is, than it salbe lefull to the sadis abbot and convent, and thare successouris for the tyme, till haiff full ingress and regress to the said annuellis, but ony impediment, swa that the said bischop, dene, cheptoure and chapellane for the tyme will nocht resaue the said infeftment of samekill annuell, neuirtheles all wayis the said infeftment of the said annuell, als gude and als competent place, to remane with the abbot and convent of Inchaffray beand for the tyme, to the vtilitie and proffit of the sadis bischop,

dene, cheptoure and chapellane that beis for the tyme, and frathinfurth the sadis venerabill fader Alexander, abbot of Cambuskynneth, and thare succes souris, to put thare hand to the said annuell of sevintene markis of the said thrid of the landis of Kintulach, with the thrid part of the mylne of the samyn, and apply the samyn to thare proper vse sielike as the remanent of the sadis landis without clame or impediment in tyme cuming. In witnes of the quhilk thing to thir oure lettres of reuersioun, our auctentik seill, with the seill of the said reuerend fader administratoure, and the commoun sele of oure said chep toure, and the propir selis of the said maister Henry Quhite, fundatour, and schir Steuin Culross, chapellane, ar hungin at Dunblane, the xxvi and ferd days of Marche, the zeres of God ane thousand fyve hundreth and thretty thre, and xxxiiii. KINTULACH

WILLELMUS, episcopus Dunblanensis.
JACOBUS, administrator Dunblanensis.
WILLELMUS DRUMMOND, decanus Dunblanensis.
ROBERTUS MASOUN.
GEORGIUS NEWTOUN, archidiaconus Dunblanensis.
JOHANNES CHESHOLME, cancellarius Dunblanensis.
JACOBUS WILSOUN. ROBERTUS WEMYS. GEORGIUS WAWANE.

184. DE ECCLESIA DE KINCLEVYN ET LECROTH.

OMNIBUS Christi fidelibus presens scriptum visuris vel audituris, Richardus Dei gratia episcopus Dunkeldensis eternam in Domino salutem: Nouerit vniuersitas vestra nos de communi consensu et assensu decani et capituli nostri Dunkeldensis et virorum religiosorum abbatis et conuentus de Cambuskynneth de ecclesiis de Kinclevyn et de Lecroth nostre diocesis auctoritate nostra pontificali in forma subscripta ordinasse, videlicet, quod cum ecclesia de Kinclevin in duas partes esset diuisa quarum altera pars ad precentorem ecclesie Dunkeldensis pertinebat, et altera pars ad viros religiosos abbatem et conuentum de KINCLEVIN

KINCLEVIN

Cambuskynneth, propter quam sectionem non modicum imminebat periculum animarum et eidem ecclesie minus honeste deseruiebatur, nos huiusmodi periculis remedium adhibere volentes et tam ecclesie nostre Dunkeldensis quam dicti monasterii de Cambuskynneth vtilitatem in hac parte attendentes, de communi vtriusque capituli voluntate concedimus et ordinamus quod dicta ecclesia de Kinclevyn cum omni cura et onere integre et pleno jure cum terris decimis et obuencionibus et omnibus aliis iuste ad ipsam pertinentibus ad precentoriam ecclesie Dunkeldensis pertineat imperpetuum, saluis dictis abbati et canonicis sex marcis annuis per manus precentoris ecclesie Dunkeldensis qui pro tempore fuerit singulis annis ad festum Sancti Martini in hieme in dicta ecclesia de Kinclevin imperpetuum percipiendis, nomine simplicis beneficii, sine omni cura et onere ordinariis vel extraordinariis, remotis omni contradictione, cauillatione et impedimento ex aliqua causa vel occasione proueniente: et si contingat precentorem Dunkeldensem qui pro tempore fuerit vltra quindenam post terminum statutum a solutione dictarum sex marcarum cessare, quod absit, qualibet ebdomada vltra quindenam post terminum qua cessauerit dimediam marcam ad fabricam pontis de Dunkeld nomine pene persoluet: nos vero episcopus Dunkeldensis et successores nostri compellemus dictum precentorem tam ad solutionem dictarum sex marcarum quam ad dictam penam firmiter obseruandam, et dictos abbatem et conuentum contra quoscunque indempnes conseruabimus. Dictus vero precentor ecclesie de Kinclevin per ydoneum capellanum honeste faciet deseruire, et de episcopalibus et omnibus oneribus ad dictam ecclesiam pertinentibus respondebit, et idem precentor vnum capellanum ydoneum et honestum preter suum vicarium inueniet in ecclesia Dunkeldensi ad missam Sancte Marie virginis singulis diebus imperpetuum celebrandam, qui decano et capitulo Dunkeldensi presentabitur et horis canonicis in habitu honesto intererit et jus vicarie percipiet: concedimus eciam et ordinamus quod supradicta ecclesia de Lecroth in qua

dicti abbas et conuentus de Cambuskynneth ante istam nostram ordinationem nullum ius habuerunt cum omni cura et onere integre et pleno jure, cum terris, decimis et obuentionibus et omnibus aliis ad ipsam iuste pertinentibus ad dictos abbatem et conuentum ex nostra collatione pertineat imperpetuum in vsus proprios prout melius viderint expedire conuertendo : Faciendo eidem ecclesie de Lecroth per vnum ydoneum capellanum nobis et successoribus nostris pro tempore presentandum deseruire ita quod non teneantur nec compellantur presentare ad dictam ecclesiam perpetuum vicarium ; saluis nobis et successoribus nostris episcopalibus in eadem ecclesia prout antiquitus facere consueuerunt ; et si qua instrumenta regum vel pontificum fuerint inuenta que istam nostram ordinationem aliquibus temporibus possint impedire vacua sint et inania et vtriusque capituli assensu et voluntate viribus carentia, contingente vero casu quod aliquis velit dictos abbatem et conuentum super predicta ecclesia de Lecroith impugnare, nos episcopus Dunkeldensis et successores nostri eosdem contra quoscunque defendemus ; et sciendum est quod jus quod dicti abbas et conuentus habuerunt in dicta ecclesia de Kinclevyn tale fuit quod dicti abbas et conuentus perceperunt dimedietatem omnium decimarum, et integre omnes oblationes et obuentiones propter quas dicti abbas et conuentus dicte ecclesie de Kinclevin per ydoneum capellanum honeste fecerunt deseruire : et vt hec nostra ordinatio perpetue firmitatis robur obtineat, presenti scripto penes dictos abbatem et conuentum de Cambuskynneth permansuro sigillum nostrum vnacum communi sigillo capituli nostri Dunkeldensis fecimus apponi, et alteri scripto eiusdem tenoris penes capitulum nostrum Dunkeldense remanenti sigillum nostrum vnacum sigillo communi abbatis et conuentus de Cambuskynneth est appensum : datum apud Dunkeld, in crastino Omnium Sanctorum, anno gracie millesimo ducentesimo sexagesimo.

185. Kinclevin ecclesie compositio.

KINCLEVIN

Memorandum quod cum anno Domini millesimo tricentesimo quintodecimo, die lune proximo ante festum Sancti Vrbani Pape et Martiris in ecclesia fratrum de Monte Carmeli iuxta Perth religiosi viri abbas et conuentus de Cambuskynneth, per fratrem Willelmum de Anand predicti monasterii priorem ac procuratorem ad hoc legitime constitutum, peterent coram venerabili patre domino Willelmo Dei gracia episcopo Dunkeldensi vt discretus vir dominus Duncanus tunc precentor Dunkeldensis qui ibidem personaliter citatus comparuit predictis religiosis annuam pensionem sex marcarum ipsi monasterio ab ipso debitam in ecclesia de Kinclevin ratione cuiusdam compositionis seu ordinationis bone memorie domini Richardi dudum episcopi Dunkeldensis inter predictum monasterium de Cambuskynneth et ecclesiam Dunkeldensem de consensu vtriusque capituli facte ac die et loco supradictis exhibite, in cuius pensionis solutione per octo annos fuerat cessatum, vnacum arreragiis dictorum octo annorum auctoritate sua ordinaria soluere compelletur, prout in ipsa ordinatione continetur, et quod ad soluendum in posterum eandem pensionem sine difficultate singulis annis statutis terminis eadem auctoritate condempnaretur : tandem post aliquales altercationes, de consilio venerabilium patrum domini Willelmi Dei gracia episcopi Dunkeldensis supradicti ac domini Nicholai eadem gracia episcopi Dunblanensis et venerabilium virorum magistrorum Willelmi et Willelmi Laudonie et Dunblanensis archidiaconorum ac ecclesie Dunkeldensis predicte canonicorum, qui ibidem presentes aderant, partes predicte amicabiliter adinuicem tractantes, pars rea ad satisfaciendum de premissis ratione paupertatis ecclesie sue in omnibus que peciebantur se non posse sufficere asserebat, vnde predicti domini episcopi acceiam archidiaconi predictas partes concordare cupientes, a predicto procuratore monasterii de Cambuskynneth supplicando obtinuerunt quod ipse arreragia predicta dicto

precentori condonauit et de solutione dicte pensionis in posterum sic conuenit quod quia ecclesia sua de Kinclevin adhuc exilis extitit, dictus precentor primo anno vnam marcam sterlingorum eisdem religiosis persoluet et secundo anno duas marcas et tertio anno tres marcas et quarto anno quatuor marcas, et quinto anno quinque marcas ac sexto anno sex marcas statutis terminis persoluet, incipiente primo termino solutionis in festo Sancti Martini in hieme proxime futuro, et a sexto anno extunc secundum tenorem compositionis predicte singulis annis statutis terminis sine difficultate de predicta pensione in solidum satisfaciat, saluo dicto domino Duncano proprietatis si viderit expedire : et istam conuentionem predicte partes acceptarunt, laudauerunt et approbauerunt, et se eam in omnibus [observaturos esse] fideliter promiserunt : In cuius rei testimonium, omnes predicti domini episcopi ac etiam prefati archidiaconi sigilla sua presenti scripto apposuerunt : acta et data die, loco, mense et anno supradictis. KINCLLVIN

186. Linlithqow acre terre resignacio.

Uenerabili in Christo patri ac domino Henrico permissione diuina abbati monasterii de Cambuskynneth, suus humilis seruitor Johannes Rannaldus, filius et heres quondam Patricii Rannaldi burgensis de Linlithqw, reuerencias omnimodas et honores : Ad sursum reddendum pro me pureque simpliciter resignandum in manibus vestre dominationis vnam acram terre arabilis cum pertinenciis jacentem infra vicecomitatum de Linlithqw ad finem orientalem burgi eiusdem prouidos viros Henricum Forester, Alexandrum Leuistoune commorantes Henricum admissione et eorum quemlibet coniunctim et diuisim meos veros legitimos indubitatos ac irreuocabiles procuratores
tenore presencium literarum, quam eciam acram terre cum pertinenciis ego dictus Johannes non vi aut metu ductus nec errore lapsus sed mea pura LINLITHGOW

LINLITHGOW.

et spontanea voluntate in manus vestre venerabilis paternitatis sursum reddo ac per fustim et baculum pureque simpliciter resigno per presentes, ac totum jus et clameum juris, proprietatem et possessionem que et quas in dicta acra terre cum pertinenciis habeo, habui seu quouismodo habere potero quieteclamo imperpetuum, et insuper omnia et singula facienda, gerenda et exercenda que ad officium huiusmodi procuratoris de jure seu consuetudine regni pertinere dinoscuntur: ratum et gratum habens et habiturus irreuocabiliter et imperpetuum totum et quicquid dicti mei procuratores seu eorum aliquis coniunctim et diuisim resignatione premissa duxerint seu duxerit faciendum: In cuius rei testimonium quia sigillum proprium non habui, sigillum Thome Forestare presentibus apponi cum instancia procuraui, coram hiis testibus, Henrico Levistoune de Myddill Benyne et Dauid Newland, balliuis burgi de Linlithqw, magistro Patricio Brocas, Petro Hill et Johanne McNakill capellanis, Johanne Palmar et Duncano Newlandis, balliuis, cum multis aliis testibus ad premissa vocatis specialiter et rogatis, apud Linlithqow, decimo die mensis Februarii, anno Domini millesimo quadringentesimo nonagesimo tertio.

187. Linlithqw tenementi possessio.

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnatione eiusdem millesimo quadringentesimo quadragesimo, mensis vero Augusti die vigesima secunda, indictione tercia, pontificatus sanctissimi in Christo patris et domini nostri domini Eugenii diuina prouidencia pape quarti anno decimo, in mei notarii publici et testium subscriptorum presencia personaliter constitutus venerabilis in Christo pater ac dominus, dominus Dauid permissione diuina abbas monasterii de Cambuskynneth, procurator legitimus religiosi viri domini Johannis de Annand canonici dicti monasterii, sicut per suas literas de procurationis officio tunc temporis ostensas et perlectas plenius apparebat, cum instancia

sepius requisiuit discretum virum Alexandrum Haithwy ballium burgi de Linlithqw quatenus secum personaliter adiret tenementum dicti domini Johannis jacens ex parte occidentali fori dicti burgi inter terram Cristoferi Gymnis ex parte orientali ex parte vna, et tenementum Johannis Were ex parte occidentali ex parte altera, ac sibi sasinam legitimam exinde nomine et ex parte conuentus dicti monasterii, auctoritate in hac parte sibi commissa juxta tenorem sue carte traderet indilate : predictus vero ballius hinc inde diligenter consultus, perlectis literis super auctoritate et potestate sibi in hac parte commissa, resignatione prius facta de dicto tenemento in manibus suis per procuratores legitimos dicti domini Johannis de Annand super solum dicti tenementi, tandem dictus ballius sasinam legitimam inuesturam et corporalem possessionem prefati tenementi cum pertinenciis dicto domino abbati tradidit nomine et ex parte conuentus dicti monasterii suisque successoribus in puram et perpetuam elemosinam juxta tenorem sue carte perpetuo remansuram. et interuallo facto, procuratores dicti domini Johannis cum instancia pecierunt et specialiter procurauerunt sigillum commune dicti burgi prefate carte appendi. vnacum sigillo dicti balliui propter maiorem euidenciam premissorum, quod sibi concessum fuit per ballium et consules dicti burgi : super quibus omnibus et singulis dictus dominus abbas a me notario publico infrascripto sibi fieri peciit publicum instrumentum. Acta fuerunt hec super solum dicti tenementi hora quasi nona ante meridiem anno, die, mense, indictione et pontificatu quibus supra; presentibus prouidis et discretis viris Jacobo de Parklye de eodem, domino Alexandro Masoune presbytero, Johanne de Listoune, Johanne Were, Willelmo Broune, Johanne Symson, Patricio de Parkle, Johanne Collane, Andrea M°Peth, Roberto Nicholai et Johanne Litstar seriando, cum multis aliis testibus ad premissa vocatis specialiter et rogatis. LINLITHGOW

Et ego Jacobus de Foulis clericus Sanctiandree diocesis, publica auctori-

LINLITHGOW.

tate imperiali notarius publicus, predictis omnibus et singulis dum, sic vt premittitur, fierent et agerentur vnacum prenominatis testibus presens personaliter interfui; eaque sic fieri, dici, vidi et audiui, et in notam cepi; indeque presens publicum instrumentum manu propria scripsi et meis signo et subscriptione roboraui, rogatus et requisitus in testimonium veritatis omnium premissorum.

188. Carta de Murtoun.

MURTOUN.

Omnibus hanc cartam visuris vel audituris, Dauid Flemyng dominus de Bigar, salutem in Domino sempiternam: Noueritis nos de consensu Malcolmi Flemyng filii nostri et heredis, diuine pietatis intuitu et pro salute anime bone memorie domini Malcolmi Flemyng quondam domini nostri genitoris, Cristiane quondam genetricis nostre, pro salute anime nostre, sponse nostre carissime Isabelle, necnon et pro animabus omnium predecessorum et successorum nostrorum et omnium fidelium defunctorum, dedisse, concessisse et hac presenti carta nostra confirmasse Deo, beate Marie virgini, monasterio de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris, omnes et singulas terras nostras de Murtoune que dudum vocabantur Ladyland cum pertinenciis jacentes in vicecomitatu de Striueling: Tenendas et habendas omnes et singulas terras predictas cum pertinenciis a nobis et heredibus nostris, prefatis canonicis et suis successoribus in puram et perpetuam et pacificam elemosinam imperpetuum, per omnes rectas antiquas metas et diuisas suas, cum vniuersis suis commoditatibus, libertatibus, asiamentis ac iustis pertinenciis suis quibuscunque, in pratis, pascuis et pasturis, boscis, planis, viis, semitis, moris, marresiis, aquis, stagnis, venationibus, aucupationibus, piscationibus, cum molendinis, multuris et eorundem sequelis, turbariis, petariis, cum curiis, curiarum exitibus et eschaetis, ac cum omnibus aliis et singulis commoditatibus, libertatibus, asia-

mentis et iustis pertinenciis suis quibuscunque prefatis, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam prope quam procul ad prefatas terras cum pertinenciis spectantibus seu quomodolibet iuste spectare valentibus in futurum, adeo libere, integre, honorifice, plenarie, bene et in pace sicut aliqua terra elemosinaria infra regnum Scotie melius et liberius datur et conceditur: Faciendo inde prefati canonici et successores sui pro omnibus animalbus supradictis in missis et horis orationes speciales singulis futuris diebus imperpetuum, pro omnibus aliis oneribus seruiciis secularibus, consuetudinibus, exactionibus et demandis que de supradictis terris cum pertinenciis per quoscunque futuris temporibus exigi poterunt vel requiri. Et nos vero prefatus Dauid pro nobis et heredibus nostris omnes et singulas terras prefatas de Murtoune que dudum vocabantur Ladyland cum pertinenciis prefatis canonicis et suis successoribus contra omnes mortales warantizabimus, acquietabimus et imperpetuum defendemus; volentes insuper et concedentes presentem cartam nostram, quando per dictos canonicos vel suos successores videbitur expediens, addere, corrigere et in meliorem formam renouare. In cuius rei testimonium sigillum nostrum huic presenti carte nostre est appensum apud Striueling, octauo die mensis Nouembris, anno Domini millesimo tricentesimo nonagesimo nono; hiis testibus, magnifice et egregie potestatis domino, domino nostro domino Roberto duce Albanie, de Fyff et de Menteith comite, dominis Mordaco Senescallo filio suo et herede, Thoma de Erskyn domino de Alway, Nicholao de Erskin, Johanne de Levinstoune de Calenter, Roberto Normaville, militibus, Thoma Boyd, Alexandro de Levingstoune, Willelmo de Hammiltoune armigeris, et multis aliis.

189. Confirmatio regis de Murtoune.

Robertus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciatis nos inspexisse et veraciter intellexisse

MURTOUN

quandam cartam dilecti consanguinei nostri Dauid Flemyng factam et concessam Deo et beate Marie virgini, monasterio de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris de omnibus terris de Murtoune que dudum vocabantur Ladyland cum pertinenciis, cuius carte tenor sequitur de verbo in verbum sub hac forma: Omnibus hanc cartam visuris vel audituris, Dauid Flemyng dominus de Bigar, salutem in Domino sempiternam: Noueritis nos de consensu Malcolmi Flemyng filii nostri et heredis, diuine pietatis intuitu, et pro salute anime bone memorie domini Malcolmi Flemyng quondam domini nostri genitoris, Cristiane quondam genetricis nostre et pro salute anime nostre, sponse nostre charissime Isobelle, necnon et pro animabus omnium predecessorum et successorum nostrorum et omnium fidelium defunctorum, dedisse, concessisse et hac presenti carta nostra confirmasse Deo, beate Marie Virgini, monasterio de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris, omnes et singulas terras nostras de Murtoune que dudum vocabantur Ladyland cum pertinenciis jacentes in vicecomitatu de Striueling: Tenendas et habendas omnes et singulas terras predictas cum pertinenciis a nobis et heredibus nostris prefatis canonicis et suis successoribus, in puram perpetuam et pacificam elemosinam imperpetuum et per omnes rectas antiquas metas et diuisas suas cum vniuersis suis commoditatibus, libertatibus, asiamentis, ac iustis pertinenciis suis quibuscunque in pratis, pascuis et pasturis, boscis, planis, viis, semitis, moris, maresiis, aquis, stagnis, venationibus, aucupationibus, piscationibus cum molendinis, multuris et eorundem sequelis, turbariis, petariis, cum curiis, curiarum exitibus et eschaetis ac cum omnibus aliis et singulis commoditatibus, libertatibus, asiamentis et iustis pertinenciis suis quibuscunque prefatis, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam prope quam procul ad prefatas terras cum pertinentiis seu quomodolibet iuste spectare valentibus in futurum, adeo libere, integre, honorifice, plenarie,

bene et in pace sicut aliqua terra elemosinaria infra regnum Scotie melius et liberius datur et conceditur: Faciendo inde prefati canonici et successores sui pro omnibus animabus supradictis in missis et horis orationes speciales singulis futuris diebus imperpetuum pro omnibus aliis oneribus, seruiciis secularibus, consuetudinibus, exactionibus et demandis que de supradictis terris cum pertinenciis per quoscunque futuris temporibus exigi poterunt vel requiri: Et nos vero prefatus Dauid pro nobis et heredibus nostris omnes et singulas prefatas terras de Murtoune que dudum vocabantur Ladyland cum pertinenciis prefatis canonicis et suis successoribus contra omnes mortales warantizabimus, acquietabimus et imperpetuum defendemus. Volentes insuper et concedentes presentem cartam nostram quando per dictos canonicos vel suos successores videbitur expediens addere corrigere et in meliorem formam renouare. In cuius rei testimonium sigillum nostrum huic presenti carte nostre est appensum, apud Striueling, octauo die mensis Nouembris, anno Domini millesimo tricentesimo nonagesimo nono; hiis testibus, magnifice et egregie potestatis domino, domino nostro Roberto duce Albanie comite de Fyff et de Menteith, dominis Murdaco Senescallo filio suo et herede, Thoma de Erskin domino de Alway, Nicholao de Erskin, Johanne Leuingstoune de Calenter et Roberto Normavile, militibus, Thoma Boyd, Alexandro de Leuingstoune, Willelmo de Hammiltoune, armigeris, et multis aliis: Quamquidem cartam, donationem et concessionem in eadem contentas, in omnibus punctis suis et articulis, conditionibus et modis ac circumstantiis suis quibuscunque forma pariter et effectu in omnibus et per omnia approbamus, ratificamus et pro nobis et heredibus nostris, vt premissum est, in puram et perpetuam elemosinam et ad manum mortuam imperpetuum confirmamus, nichil nobis aut successoribus nostris de predictis terris cum pertinenciis faciendo nisi tantum orationum suffragia deuotarum. In cuius rei testimonium presenti carte nostre confirmationis nostrum precipimus apponi sigillum; testibus venera- MURTOUN

MURTOUN. bilibus in Christo patribus Waltero episcopo Sanctiandree, Gilberto episcopo Abirdonensi cancellario nostro, carissimo primogenito nostro Dauid duce Rothesaie comite de Carrik et Atholie et senescallo Scotie, Roberto duce Albanie comite de Fyff et Menteith fratre nostro germano, Archibaldo comite de Douglas domino Galwidie, Jacobo de Douglas domino de Dalkeith et Thoma de Erskin consanguineis nostris dilectis, militibus, apud Lythqw, vicesimo quarto die mensis Februarii, anno gracie millesimo quadringentesimo et regni nostri anno decimo.

190. Carta de Mobbiscroft et de piscaturis de Carsy et Tulybody et de asiamentis de Torwod.

MOBBISCROFT Dauid rex Scotorum, omnibus probis hominibus totius terre sue clericis et laicis, salutem : Sciatis me concessisse et hac carta mea confirmasse abbati de Striueling et canonicis ibidem Deo seruientibus terram que jacet inter Forth et viam que descendit de Striueling ad naues vsque ad riuum qui descendit a molendino regis in Forth per suas rectas diuisas, et piscaturas de Karsy et de Tulibody et asiamenta in nemore meo de Keltor in proprios vsus suos, ad tenendum de me et heredibus meis in liberam et perpetuam elemosinam libere, quiete, honorifice sicut aliquam elemosinam in regno meo liberius dedi tenendam : Teste Waltero Senescallo cancellario, Hugone de Morevilla, Waltero filio Alani, Adam de Rokesburg, Nicholao clerico, Johanne capellano, apud Striueling.

191. De terra de Malar.

MALAR Hugo Dei gracia humilis minister ecclesie Sanctiandree, vniuersis sancte matris ecclesie fidelibus tam futuris quam presentibus, salutem : Nouerint omnes nos dedisse et hac carta nostra confirmasse abbati et fratribus nostris

canonicis de Striueling et eorum ecclesie totam terram nostram de Malar per suas rectas diuisas, tenendam de nobis et successoribus nostris liberam quietam et absolutam ab omni consuetudine et seruicio quod ad nos vel ad successores nostros pertinet: Reddendo de ea nobis singulis annis decem solidos ad festum Sancti Martini: Testibus Jocelin archidiacono Dunkeldensi, Willelmo de Ridall clerico, Alexandro capellano episcopi, Roberto canonico de Edinburgh fratre episcopi, Elwyno decano Dunkeldensi, magistro Willelmo Andree et Johanne de Kelcho, clericis episcopi, Roberto de Cornewall, Andrea fratre episcopi, Alexandro filio Willelmi filii Toraldi, Rogero de Mortemer, Gamillo ostiario, Petro fratre abbatis de Dunfermeling, et aliis multis. MALAR

192. De terra de Petcorthy.

Ada comitissa mater regis Scotorum, omnibus probis hominibus suis et amicis tam presentibus quam futuris, salutem: Sciatis me concessisse et dedisse et hac mea carta confirmasse Deo et ecclesie Sancte Marie de Striueling et canonicis ibidem Deo seruientibus vnum plenum toftum in burgo meo de Kerell et dimediam carucatam terre in Petcorthyn, cum communi rationabili pastura in liberam et perpetuam elemosinam, pro salute anime mee et pro anima comitis Henrici et antecessorum meorum; prohibeo igitur ne quis eis super illa terra iniuriam vel molestiam inferat: testibus hiis, Alexandro de Sancto Martino, Gilberto de Vmfrauille, Hugone de Baill, Illeberto clerico, apud Hadingtoune. PETCORTHY

193. Confirmatio Wilelmi regis de crofta de Perth.

Wilelmus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue clericis et laicis, salutem: Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie de Striue- PERTH

PERTH

ling et canonicis ibidem Deo seruientibus vnum plenarium toftum in nouo burgo meo de Perth : Tenendum eis in liberam et perpetuam elemosinam ita libere, quiete, plenarie et honorifice sicut alie abbacie mee toftum aliquod in aliquo burgorum meorum liberius, quietius, plenius et honorificentius tenent : Testibus comite Dunecano, comite Gileberto, M comite Ethol, Galfrido de Maluill, Hugone Giffert, Geruasio Auenell, Radulfo de Ver, Roberto de Berkeley, Johanne de Hastinggis, Geruasio Riddell, apud Perth.

194. Perth quinquaginta solidorum donatio regia.

Malcolmus rex Scotorum, episcopis, abbatibus, comitibus, iusticiis, vicecomitibus, prepositis, ministris et omnibus aliis probis hominibus totius terre sue, Francis et Anglis, Scottis et Galwediensibus, salutem : Sciant clerici et laici presentes et futuri me, pro salute anime mee et animarum antecessorum meorum, in liberam et perpetuam elemosinam concessise et dedisse et hac mea carta confirmasse Deo et ecclesie Sancte Marie de Striueling et abbati et canonicis ibidem Deo famulantibus quinquaginta solidos de cano meo de Perth singulis annis habendos, similiter redditum illum quem canonici de Edeneburgh de cano de Perth annuatim de me habere solebant ; ita quod per illos quinquaginta solidos remanebit michi quietum illud canum vnius nauis quod predicti canonici de Striueling annuatim apud Perth de me soliti sunt habere : volo itaque et precipio vt predicti abbas et canonici de Striueling illos quinquaginta solidos habeant ita libere et quiete, et ita honorifice et de me et heredibus meis in perpetuam elemosinam teneant sicut ipsi ceteras elemosinas suas liberius et quietius tenent : Testibus Ada comitissa, comite Dunecano, Nicholao cancellario, Roberto priore de Orenestet (Restenet), Willelmo de Veteriponte, Roberto capellano, apud Perth.

195. Sentencia diffinitiua crofte apud Perth contra Johannem Dunyng.

Cristi nomine inuocato, nos Johannes Weddale in vtroque jure licenciatus, canonicus Morauiensis ac officialis Sanctiandree principalis, per hanc nostram sentenciam diffinitiuam quam ferimus in hiis scriptis, pronunciamus, decernimus et declaramus honorabilem virum Johannem Donyng burgensem de Perth in viginti solidis annuatim pro spacio viginti annorum vltime elapsorum ante annum Domini millesimum quingentesimum vicesimum ratione intromissionis per se et alios suo nomine vnius crofte terre vulgariter ane croft of land pertinentis dominis abbati et conuentui monasterii de Cambuskynneth, jacentis prope locum Cartusiensium de Perth ex parte boreali et occidentali vie communis, et ex parte australi terrarum heredum quondam Alexandri Bunche pro firma dicte crofte annuatim dictis abbati et conuentui soluenda condempnandum fore et condempnari debere, prout condempnamus, non obstante exceptione peremptoria per dictum Johannem proposita, admissa et minime probata; dictumque Johannem de aliis summis petitis in libello dictorum abbatis et conuentus absoluendum fore, prout absoluimus, dictumque Johannem in expensis in lite factis et fiendis eadem nostra sententia condempnantes, ipsarum tamen expensarum taxatione nostro judicio imposterum reseruata: Lecta, lata et in scriptis redacta fuit hec nostra sentencia diffinitiua in ecclesia beati Johannis ewangeliste pedagogii, infra ciuitatem Sanctiandree loco consistoriali eiusdem et sigillo officii officialatus Sanctiandree principalis roborata, die octauo mensis Augusti, anno Domini millesimo quingentesimo vigesimo; presentibus ibidem venerabilibus et discretis viris, magistris Roberto Schanwall commissario nostro generali ac vicario de Kirkcaldy, Abraham Creichtoun rectore de Vpsetlingtoune, Johanne Spens, Thoma Wemis, Alexandro Martin, Alexandro Scott, et diuersis aliis. PERTH

196. Redditus de Plane.

PLANE

Dauid Dei gracia Rex Scotorum, omnibus probis hominibus totius terre sue clericis et laicis, salutem: Sciatis nos diuine pietatis intuitu ac pro salute anime nostre et anime Margarete regine Scotie socie nostre et animarum progenitorum, heredum et successorum nostrorum dedisse, concessisse et hac presenti carta nostra confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris annuum redditum nostrum decem librarum argenti nobis de terris de lie Plane infra vicecomitatum de Striueling annuatim debitarum: Tenendum et habendum dictis religiosis et eorum successoribus de nobis, heredibus et successoribus nostris regibus Scotie qui pro tempore fuerint, in liberam, puram et perpetuam elemosinam libere, quiete, plenarie, integre et honorifice sine contradictione seu diminutione quacunque ex quacunque causa vel casu proueniente ad cuiuscunque vel quorumcunque manus dicte terre de le Plane infra vicecomitatum de Striueling vt premittitur integre vel particulariter deueniant in posterum: volumus itaque [et] pro nobis heredibus et successoribus nostris perpetuo concedimus quod predicti canonici et successores sui dictis decem libris argenti pacifice gaudeant, annuatim habeant et integre imperpetuum possideant; et si contingat, quod absit, quod domini seu tenentes dictarum terrarum de lie Plane dictas decem libras argenti vltra terminos vsuales detinuerint, dictis religiosis tempore debito soluere recusantes, mandamus firmiter et precipimus vicecomiti nostro et balliuis suis de Striueling qui pro tempore fuerint quod dictos dominos seu tenentes earundem terrarum et omnia bona sua mobilia et immobilia vbicunque inuenta, quanto strictius poterunt, compellant et distringant, quod prefatis religiosis vt premissum est de termino in terminum integre persoluant et plene satisfaciant super nostram plenariam forisfacturam: In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus

apponi; testibus venerabilibus in Christo patribus Willelmo episcopo Sancti-andree et Patricio episcopo Brechinensi cancellario nostro; Roberto senescallo Scotie comite de Stratherne nepote nostro, Willelmo comite de Douglas, Roberto de Erskin, Dauid de Grahame et Waltero de Haliburtoune, militibus, apud Perth, vicesimo quinto die mensis Augusti anno regni nostri tricesimo sexto. PLANE.

197. Plane annuus redditus.

Dauid Dei gracia Rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciatis quod licet omnium donationum nostrarum in parliamento nostro tento apud Sconam sit reuocatio generalis facta, hoc non obstante, per deliberationem consilii nostri, tenti apud Edinburgh septimo decimo die mensis Februarii, nos diuine pietatis intuitu ac pro salute anime nostre et anime Margarete regine Scotie socie nostre et animarum progenitorum heredum et successorum nostrorum dedisse, concessisse et hac presenti carta nostra confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris annuum redditum nostrum decem librarum argenti nobis de terris de lie Plane infra vicecomitatum de Striueling annuatim debitarum: Tenendum et habendum dictis religiosis et eorum successoribus de nobis et heredibus et successoribus nostris regibus Scotie qui pro tempore fuerint in liberam, puram et perpetuam elemosinam libere, quiete, plenarie, integre et honorifice sine contradictione seu diminutione quacunque ex quacunque causa vel casu proueniente, ad cuiuscunque vel quoruncunque manus dicte terre de lie Plane infra vicecomitatum de Striueling vt premittitur integre vel particulariter deueniant in posterum: volumus itaque et pro nobis heredibus et successoribus nostris perpetuo concedimus quod predicti canonici et successores sui dictis decem libris argenti pacifice gaudeant annuatim habeant et integre imperpetuum possideant; et si

PLANE

contingat, quod absit, quod domini seu tenentes dictarum terrarum de lie Plane dictas decem libras argenti vltra terminos vsuales detinuerint, dictis religiosis tempore debito soluere recusantes, mandamus firmiter et precipimus vicecomiti nostro et balliuis suis de Striueling qui pro tempore fuerint quod dictos dominos seu tenentes earundem terrarum et omnia bona sua mobilia et immobilia vbicunque inuenta, quanto strictius poterunt, compellant et distringant quod prefatis religiosis vt premissum est de termino in terminum integre persoluant et plene satisfaciant super nostram plenariam forisfacturam : In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus apponi ; testibus venerabilibus in Christo patribus Willelmo et Waltero episcopis Sanctiandree et Glasguensi, et Patricio episcopo Brechinensi cancellario nostro, Roberto senescallo Scotie, comite de Stratherne nepote nostro, Willelmo comite de Douglas, Roberto de Erskin, Dauid de Grahame et Waltero de Haliburtoune, militibus, apud Edinburgh, vicesimo quinto die mensis Februarii, anno regni nostri tricesimo octauo.

198. Bulla de annuo redditu le Plane.

Vrbanus episcopus seruus seruorum Dei ad perpetuam rei memoriam : Hiis qui pietatem sapiunt et vtilitatem ecclesiasticarum personarum presertim religiosarum vacantium studio pie vite conspiciunt vt illibata permaneant libenter adicimus apostolici muniminis firmitatem, sane peticio pro parte dilectorum filiorum abbatis et conuentus monasterii de Cambuskynneth ordinis Sancti Augustini Sanctiandree diocesis peticio continebat quod dudum carissimus in Christo filius noster Dauid Rex Scotie illustris, de propria salute cogitans ac cupiens illi aliquod dare de suis qui sibi contulit vniuersa, pro sue ac carissime in Christo filie nostre Margarete regine Scotie illustris sue vxoris, necnon progenitorum heredum et successorum ipsorum animarum salute, ipsis abbati et conuentui et ipsius monasterii ecclesie, que sub vocabulo beate Marie

constructa est, annuum redditum decem librarum argenti eidem regi de terris de lie Plane infra vicecomitatum de Striueling dicte diocesis debitum dedit et etiam concessit, prout in auctenticis literis inde confectis et dicti regis sigillo munitis, quarum tenor de verbo ad verbum presentibus inseri fecimus, plenius continetur: quare pro parte dictorum abbatis et conuentus nobis fuit humiliter supplicatum vt premissis robur confirmationis adicere ac omnem defectum, siquis forsan in eis interuenerit, supplere de benignitate apostolica dignaremur: nos itaque huiusmodi supplicationibus inclinati donationem et concessionem huiusmodi ac alia inde secuta rata et grata habentes, illa auctoritate apostolica ex certa sciencia confirmamus et presentis scripti patrocinio communimus, supplentes omnem defectum si quis interuenerit in eisdem: Tenor autem dictarum literarum talis est: Dauid Dei gracia Rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciatis nos diuine pietatis intuitu ac pro salute anime nostre et anime Margarete regine Scotie socie nostre et animarum progenitorum, heredum et successorum nostrorum dedisse, concessisse et hac presenti carta nostra confirmasse Deo et ecclesie Sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus et imperpetuum seruituris annuum redditum nostrum decem librarum argenti nobis de terris de le Plane infra vicecomitatum de Striueling annuatim debitarum: Tenendum et habendum dictis religiosis et eorum successoribus de nobis, heredibus et successoribus nostris regibus Scotie qui pro tempore fuerint in liberam, puram et perpetuam elemosinam libere, quiete, plenarie, integre et honorifice sine contradictione siue diminutione quacunque ex quacunque causa vel casu proueniente ad cuiuscunque vel quoruncunque manus dicte terre de le Plane infra vicecomitatum de Striueling vt premittitur integre vel particulariter deueniant in posterum: volumus itaque et pro nobis heredibus et successoribus nostris perpetuo concedimus quod predicti canonici et successores sui dictis decem libris argenti pacifice gaudeant annu-

PLANE

PLANE

atim habeant et integre imperpetuum possideant; et si contingat, quod absit, quod domini seu tenentes dictarum terrarum de le Plane dictas decem libras argenti vltra terminos vsuales detinuerint, dictis religiosis tempore debito soluere recusantes, mandamus firmiter et precipimus vicecomiti nostro et balliuis suis de Striueling qui pro tempore fuerint quod dictos dominos seu tenentes earundem terrarum et omnia bona sua mobilia et inmobilia vbicunque inuenta, quanto strictius poterunt, compellant et distringant quod prefatis religiosis, vt premissum est, de termino in terminum integre persoluant, et plene satisfaciant super nostram plenariam forisfacturam: In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus apponi; testibus venerabilibus in Christo patribus Willelmo episcopo Sanctiandree et Patricio episcopo Brechinensi cancellario nostro, Roberto senescallo Scotie comite de Stratherne nepote nostro, Willelmo comite de Douglas, Roberto de Erskin, Dauid de Grahame et Waltero de Haliburtoune, militibus, apud Perth, vicesimo quinto die mensis Augusti, anno regni nostri tricesimo sexto: nulli ergo omnino hominum liceat hanc paginam nostre confirmationis communitionis infringere vel ei ausu temerario contraire; si quis autem hoc attemptare presumpserit, indignationem omnipotentis Dei et beatorum Petri et Pauli apostolorum eius se nouerit incursurum. Datum apud Montem Flasconensem, xvi° kalendas Julii, pontificatus nostri anno septimo.

199. Compositio inter nos et Dunfermeling de decimis Cambusbaroun et veteris parci.

PARCUM

Uniuersis Sancte matris ecclesie filiis presens scriptum visuris vel audituris, Willelmus de Lambertoune miseratione diuina ecclesie Sanctiandree minister humilis, salutem in Domino sempiternam: Nouerit vniuersitas vestra quod cum mota esset controuersia coram officiali nostro diucius agitata inter religiosos viros abbatem et conuentum de Dunfermeling actores ex parte vna,

et abbatem et conuentum de Cambuskynneth reos ex altera, super jure percipiendi decimas garbales veteris parci de Striueling de nouo redacti in culturam tempore domini Roberti Dei gratia regis Scotie illustris, tandem ex consensu parcium coram nobis dicta controuersia amicabiliter et finaliter in hunc modum conquieuit, videlicet, quod dicti abbas et conuentus de Cambuskynneth habebunt ad firmam de predictis abbate et conuentu de Dunfermeling imperpetuum omnes decimas garbales ville de Cambusbaroun, cum decimis veteris parci prenominati, et gaudebunt eisdem tanquam suis pro centum solidis Striuelingorum eisdem annuatim soluendis, scilicet dimedietatem ad festum Sancti Martini in hieme et aliam dimedietatem ad festum Penthecostes, excepta decima crofte Hugonis Parcarii in parco prenominato jacentis, cuius crofti decima predictorum abbatis et conuentus de Cambuskynneth est per tenorem cuiusdam compositionis inter predicta monasteria ab antiquo inite et per sigilla auctentica roborate, prout patet plenius in eadem; et si contingat dictum parcum iterato recludi, de dictis centum solidis annuis defalcabuntur viginti solidi, et extunc dicti canonici liberi erunt et immunes a solucione dictorum viginti solidorum, et sic soluent pro residuis decimis sex marcas ad terminos prenominatos quamdiu dictus parcus fuerit incultus; et si iterato redigatur in culturam, soluent centum solidos annuos vt premissum est. Si autem contingat in decimis garbalibus ville de Cambusbaroun et parci antedicti sterilitatem, vastitatem seu distructionem in toto vel in parte notabili per communem guerram fieri, illo anno vel illis annis quo vel quibus talem lesionem habuerint et per fideles probare poterunt in solutionem firme sue fiat eis allocatio. In cuius rei testimonium huic scripto cirographato, parti penes dictos abbatem et conuentum de Dunfermeling remanenti sigillum nostrum vnacum sigillo capituli de Cambuskynneth est appensum, parti vero penes predictos abbatem et conuentum de Cambuskynneth residenti predictum sigillum nostrum vnacum sigillo capituli de Dunfermeling

PARCUM

PARCUM. est appensum. Datum, actum et scriptum apud Dunfermeling, die annunciationis beate Marie virginis, anno Domini millesimo tricentesimo decimo nono.

200. Compositio inter nos et Dunfermeling.

Memorandum, quod constituti in presencia reuerendi patris domini Willelmi Dei gracia episcopi Sanctiandree abbates de Dunfermeling et de Cambuskynneth die lune in vigilia beati Martini, apud Torry, anno Domini millesimo tricentesimo vicesimo, altercantes super quadam compositione facta inter dictos abbates et eorum monasteria, auctoritate et consensu dicti domini episcopi et in scriptis redacta super decimis garbalibus ville de Cambusbaroun et veteris parci de Striueling, tandem ex consensu dicti domini episcopi concordarunt in hunc modum, videlicet quod abbas et conuentus de Cambuskynneth non soluent pro dictis decimis garbalibus dictis abbati et conuentui de Dunfermeling nisi secundum quod dicte decime per procuratores vtriusque partis poterunt assedari, quousque dicte decime peruenerint in estimationem centum solidorum, principali compositione prius facta super dictis decimis auctoritate dicti domini episcopi extunc in suo robore duratura. In cuius rei testimonium sigillum dicti domini episcopi vtrique parti eius scripti indentati est appensum. Datum die, loco et anno supradictis.

201. Preceptum soluendi debita monasterio.

PRECEPTUM. Robertus Dei gracia Rex Scotorum, iusticiis, vicecomitibus, prepositis et eorum balliuis ad quos presentes litere peruenerint, salutem: Mandamus vobis et precipimus quatenus omnes illos in vestris balliis seu burgis qui debita debent religiosis viris abbati et conuentui monasterii de Cambuskynneth ad eadem debita eis vel eorum certo attornato latori presencium iuste et sine dilatione reddenda secundum quod dicti religiosi vel dictus eorum attornatus dicta

debita sibi deberi ab eisdem rationabiliter probare poterunt vel poterit coram vobis prout iustum fuerit compellatis, ita quod pro vestro defectu amplius inde iustam querimoniam non audiamus; presentibus post annum minime valituris. In cuius rei testimonium has literas nostras sibi fieri fecimus patentes; Apud Striueling, septimo die Junii, anno regni nostri sexto. PRECEPTUM.

202. PISCARIE DECRETUM PRO MONASTERIO CONTRA PREPOSITUM, BALLIUOS ET COMMUNITATEM DE STRIUELING.

JACOBUS Dei gracia rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem: Sciatis nos quoddam actum siue decretum per dominos nostri consilii inferius descriptos datum et promulgatum vtique intellexisse sub hac forma: At Edinburgh, the nyntene day of Februar, the zeir of God ane thousand foure hundreth fourscore and fyftene zeris, the Lordis of the Counsale vnderwrittin, that is to say, nobill and michty lordis Archibald Erle of Angus, &c. chancellare of Scotland, Archibald erle of Argile, &c. Maister of Houshald to oure souerane lord, Patrik erle Bothuile, lord Halis, &c., ane venerabill fader in God, Johne prior of Sanctandros, William lord Borthuik, John lord Drummond, Laurence lord Oliphant, William lord Sanct Johnns, Johnne Ogilby of Fingase, maister Richard Lausone, and maister James Henrison, decretis and deliueris that for ocht that thai haue zit sene, the provest, baillies and communite of Striueling sall desist and cess fra the occupatioun of the fischeing of the watter of Forth betuix the abbay of Cambuskynneth and Polmais, and of the fischeing of the watter of Kersy and Tulibody, to be bronkit and joisit be ane venerabill fader in God, Henry, abbot of Cambuskynneth, and the convent of the samyn, eftir the forme of the charteris and euidentis maid to thame tharupone, schewin and producit before the Lordis, and als decretis and deliueris that the PISCARIA.

PISCARIA.

said provest, baillies and communite sall content and pay to the sadis abbot and conuent the proffittis of the sadis fischeingis in sa far as thai may sufficientlie preif the sadis prouest, baillies and communite hes taken vp and intromettit with the samyn of the twenty-fyve zeris contenit in the summondis, to the production of the quhilk preif the Lordis assignis to the saidis abbot and convent the xxi day of Maii nixt to cum, with continuatioun of days, and ordanis thame to haue lettres to summond thare witnes and the party to heir thaim sworne. Extractum de libro actorum per me Johannem Tiry clericum deputatum venerabilis viri magistri Johannis Fresale decani de Lestalrig, clerici rotulorum et registri ac consilii supremi domini nostri regis, sub meis signo et subscriptione manualibus: Quodquidem actum siue decretum ac omnia et singula in eodem contenta in omnibus suis punctis et articulis approbamus, ratificamus et per presentes vt premissum est confirmamus. Datum sub testimonio magni sigilli nostri apud Striueling, octauo die mensis Aprilis, anno Domini millesimo quadringentesimo nonagesimo quinto, et regni nostri octauo.

Confirmatio Acti.

203. Decretum contra prepositum, balliuos et communitatem de Striueling pro monasterio de Cambuskynneth.

Jacobus Dei gracia rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem: Sciatis nos quoddam actum per dominos nostri consilii latum et promulgatum vtique intellexisse sub hac forma: At Edinburgh, the twenty-sevint day of Februar, the zeir of God ane thousand fyve hundreth and thretty-ane zeris, anent the summondis rasit at the instance of ane venerabill fader in God, Alexander abbot of Cambuskynneth and convent thairof, and of Andro Cowy, Hucheoun Mathow, Johnne Ewin, and Robert Ewin, his sone, pure tennentis and fischearis to the said venerabill

fader and convent of thare fischeing on the watter of Forth, aganis Johnne Forestar, Walter Grahame, baillies of Striueling, James Dreghorne, Thomas Paterson, James Drew, Duncane Drew, James Suerd, Johnne Pennek, Alexander Bauerage, William Watson, Walter Ewison, Duncane Ewison, his bruthir, James Lamb, Johne M'Ky and Thomas Duncaneson, for the wrangus, violent and maisterfull spoilatioun be thameselff, thare seruandis and complicis being with thame in cumpany, in thare names, of thare causing, command, assistence and ratihabitioun, away taking and withalding fra the sadis pure tenentis recently vpon the xxvi day of Julii last bipast, vnder silence of the nicht, out of the said venerabill fader and convent landis callit Abbotishude, liand within the schirefdome of Clakmannane, of cobillis and nettis, as at mare lenth is contenit in the summondis thairvpoun, the said venerabill fader comperand for himself and his convent, and the pure tennentis comperand be maister Henry Lauder, and the sadis Johnne Forestar, Walter Grahame and thare collegis comperand be maister Henry Spittall, thare procuratour, quhilk referrit the sadis personis anent the said summondis to the said venerabill faderis conscience and will, tharefore the said venerabill fader assignis to the saidis personis the xxvi day of Marche nixt tocum, with continuatioun of dayis, to compere in Striueling, and to heir and se him declare his will anent the said summondis and lettres to be directit heirupoun, gif neid beis, in forme as effeiris. Extractum de libro actorum per me dominum Alexandrum Scott deputatum reuerendi in Christo patris et domini Gawini episcopi Abirdonensis clerici rotulorum registri ac consilii supremi domini nostri regis, sub meis signo et subscriptione manualibus: quod quidem actum ac omnia et singula in eodem contenta approbamus, ratificamus et per presentes vt premissum est confirmamus: Datum sub testimonio magni sigilli nostri apud Edinburgh, octauo die mensis Martii, anno regni nostri decimo nono.

PISCARIA

204. Piscarie de Forth supra monasterium precario possidet vicarius Striueling.

PISCARIA

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et notum sit quod anno Incarnationis dominice millesimo quingentesimo vicesimo sexto, mensis vero Nouembris die decimo sexto, indictione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri domini Clementis diuina prouidencia pape septimi anno tertio, sedente pro tribunali venerabili viro magistro Hugone Spens sacrarum literarum professore, decretorum doctore prepositoque ecclesie collegiate Sancti Saluatoris infra ciuitatem Sanctiandree, ac delegato sedis apostolice subdelegatoque suorum collegarum, videlicet, magistrorum Jacobi Symson officialis Sanctiandree principalis et Roberti Reid subdecani Morauiensis in capella Sancte Anne infra ciuitatem Sanctiandree, loco consistoriali eiusdem comparuerunt in iudicio venerabilis in Christo pater Alexander abbas monasterii de Cambuskynneth, pro se et conventu suo et eorum successoribus, et magister Willelmus Hammiltoune vicarius de Striueling ab vna et altera partibus, et approbarunt contractum inter ipsos factum penes decimas piscariarum aque de Forth infra hos limites, videlicet a monasterio de Cambuskynneth vsque ad caput pomerii vulgariter lie Orchardheid, quas decimas prefatus Magister Willelmus pro presenti possidet, et contentus est ipse dominus abbas pro se et conuentu suo ac eorum successoribus quod ipse vicarius precario possideat huiusmodi decimas piscium captorum et capiendorum quamdiu gaudeat huiusmodi vicaria de Striueling et quod percipiat easdem decimas piscium pacifice sine impedimento quocunque. Et monitus est prefatus venerabilis pater ad obseruandum presens actum in suis punctis sub pena suspensionis pro se et conuentu suo. Et prefatus vicarius fatetur quod ipse venerabilis pater legitimam fecit interruptionem ad impediendum prescriptionem penes decimas pis-

cariarum aque de Forth respondendo ad libellum et proponendo excep- PISCARIA
tiones contra eundem: super quibus omnibus et singulis ambe partes predicte a me notario publico et scriba in premissis subscripto pecierunt hinc inde instrumentum et instrumenta. Acta fuerunt hec hora vndecima ante meridiem iudicialiter coram magistris Jacobo Lamb rectore de Quetht, Martino Balfour vicario de Monymele, et Duncano Burnet vicario de Ouchterhous, testibus ad premissa requisitis.

Ego Patricius Scott presbyter Sanctiandree diocesis publicus apostolica auctoritate notarius, quia premissis omnibus et singulis dum sic vt premittitur dicerentur, agerentur et fierent, vnacum prenominatis testibus presens personaliter interfui, eaque omnia et singula sic fieri vidi, sciui et audiui, ac in notam sumpsi, ideoque hoc presens publicum instrumentum exinde confeci, subscripsi et publicaui, signoque nomine et subscriptione meis solitis et consuetis signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum.

205. In causa piscarie decimalium salmonum de Forth inhibitio per ordinarium.

Patricius Dei et apostolice sedis gratia episcopus Sanctiandree, vniuersis et singulis ecclesiarum rectoribus, vicariis, capellanis curatis et non curatis, notariis et tabellionibus aliisque executoribus et subexecutoribus religiosis et secularibus quibuscunque infra nostras ciuitatem et diocesim Sanctiandree vbilibet constitutis, salutem: In presencia nostra constituti venerabiles et religiosi viri abbas et conuentus monasterii beate Marie de Cambuskynneth nostre diocesis ordinis Sancti Augustini viue vocis oraculo nobis exposuerunt et conquesti sunt quod licet ipsi exponentes primo a quadam interlocutoria, deinde a diffinitiua sentenciis iniquis et iniustis pro quodam Thoma Carmichel

PISCARIA.

asserto vicario parrochialis ecclesie de Striueling contra eos per venerabiles viros magistros Willelmum de Elphinstoune canonicum et Gilbertum Rerik archidiaconum ecclesie Glasguensis, pretendentes se iudices delegatos a sede predicta deputatos in causa perceptionis salmonum decimalium captorum in aqua de Forth infra parrochias ecclesiarum parrochialium de Cambuskynneth, Sancti Niniani prope Striueling, Clakmannane nostre diocesis, latis et promulgatis ex causis probabilibus et certis grauaminibus ipsis exponentibus per pretensos judices minus iuste illatis ad sedem eandem jam prouocauerunt et appellauerunt, et suas appellationes predictas Willelmo de Elphinstoune asserto iudici predicto in absencia dicti Gilberti intimari et publicari fecerunt infra tempus a jure statutum, ac eciam apostolos ab ipso Willelmo pretenso iudice desuper receperunt, et causam ipsam ad sedem predictam legitime deuoluerunt, de quibus omnibus coram nobis legitimis et autenticis documentis plenam fecerunt fidem : nichilominus vt cum ipsi exponentes asserunt, allegant et proponunt dicti pretensi iudices delegati vt speratur dictas suas sentencias iniustas et iniquas contra ipsos appellantes executioni demandare intendunt seu exequi proponunt per suos processus et literas executoriales desuper fulminatas et fulminandas in vilipendium litis pendencie ac scandalum et dampnum ipsorum appellantium et sedis apostolice ad quam jam appellarunt : Quare de jure ante lapsum temporis appellantibus a jure ad prosequendum eorum appellationes indulti et in huiusmodi suis appellationibus expressi ac declarationem desertionis earundem factam fieri non debere, vobis igitur magistro Thome Carmichell in causa huiusmodi ex aduerso principali vniuersisque aliis et singulis supradictis duximus inhibendum et tenore presencium stricte inhibemus, ne vos vel aliquis vestrum per vos, alios seu alium, publice vel occulte, directe vel indirecte, quouismodo dictas sententias seu earum aliquam aut processus vel literas executoriales desuper fulminatas seu fulminandas exequamini seu alter vestrum exequatur seu executioni demandare

presumatis, seu aliquis vestrum presumat, donec et quousque terminus juris in eisdem appellationibus et earum altera expressus integre fuerit elapsus et appellationes huiusmodi deserte declarate fuerint sub pena excommunicationis maioris quam in vos et in vestrum quemlibet mandatis nostris huiusmodi non parentes et parentem cum effectu exnunc prout extunc et e contra ferimus in hiis scriptis. Actum sub sigillo nostro rotundo apud dictum monasterium de Cambuskynneth nono die mensis Nouembris, anno Domini millesimo quadringentesimo sexagesimo octauo et nostre consecrationis anno quinto. PISCARIA

206. Actum contra dominum Tulibody pro piscaria.

Die primo mensis Marcii, anno Domini millesimo quingentesimo vigesimo primo, subscriptus Johannes Creichtoune de Strathurd monitus est ex sua propria confessione sub pena excommunicationis submittens se nostre jurisdictioni in hoc casu ad perimplendum et obseruandum subscriptum appunctuamentum in omnibus suis punctis et articulis, secundum tenorem eiusdem, cuius tenor sequitur et est talis: Nobilis vir Johannes Creichtoune de Strathurd, miles Dunkeldensis diocesis se nostre submittens jurisdictioni confessus est se nullum jus vel juris titulum habuisse vel habere ratione terrarum de le Orchard de Tulibody ad piscandum super aquam de Forth, nisi solum ex tolerancia abbatis et conuentus de Cambuskynneth, promittens se in futurum non intromissurum per se vel suos tenentes cum dicta aqua et piscaria absque licencia et assedatione dictorum abbatis et conuentus etc. Extractum de libro actorum domini officialis Sanctiandree infra archidiaconatum Laudonie. In cuius rei testimonium sigillum dicti officialis presentibus est affixum apud Edinburgh, duodecimo die mensis anno Domini etc. quingentesimo vicesimo septimo.

207. Contra Polmais Weland pro piscaria.

PISCARIA. In Dei nomine, amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnationis dominice millesimo quingentesimo vigesimo, die vero mensis Augusti nono, indictione octaua, pontificatus sanctissimi in Christo patris et domini nostri domini Leonis diuina prouidencia pape decimi anno octauo, in mei notarii publici et testium subscriptorum presencia personaliter constituta discreta mulier, Elena Murray domina de Estir Polmais, in presencia venerabilis patris Alexandri permissione diuina abbatis monasterii de Cambuskynneth, non coacta neque compulsa, vt asseruit, dixit se intromisisse cum piscaria quadam de Forth in presentem diem absque aliquo titulo, et de futuro eidem venerabili patri fideliter promisit non intromittere cum eadem nisi de speciali licencia et assedatione eiusdem, et non alias. Super quibus omnibus et singulis prefatus venerabilis pater a me notario publico subscripto sibi fieri petiit vnum seu plura publicum seu publica instrumentum seu instrumenta. Acta erant hec in noua aula dicti venerabilis patris apud locum de Cambuskynneth ex parte occidentali eiusdem constructa, presentibus ibidem pro tunc venerabilibus et magne religionis viris, dominis Willelmo Patersone dicti loci suppriore, Johanne Rannaldsone, Johanne Clerk et Alano Stewart, testibus ad premissa rogatis et requisitis.

Et ego Thomas Broune clericus Sanctiandree diocesis, sacra auctoritate apostolica notarius publicus, quia premissis omnibus et singulis, dum sic vt premittitur agerentur, dicerentur et fierent, vnacum prenominatis testibus presens personaliter interfui, eaque omnia et singula sic fieri vidi, sciui et audiui, ac in notam cepi, ideoque hoc presens publicum instrumentum manu mea propria fideliter scriptum exinde confeci, publicaui et in hanc publicam formam redegi, signoque nomine et cognomine ac subscriptione manuali meis solitis et consuetis signaui et subscripsi in fidem et testimonium omnium et singulorum premissorum per prefatum venerabilem patrem rogatus et requisitus. Thomas Broun.

208. STRIUELING ANNUS IN EXCAMBIUM MOLENDINORUM DE CLACMANAN REDDITUS.

ALEXANDER Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciant presentes et futuri nos dedisse et concessisse et hac carta nostra confirmasse Deo et beate Marie de Striueling et canonicis ibidem Deo seruientibus et imperpetuum seruituris, in excambium molendini nostri de Claemannan, viginti marcas singulis annis percipiendas de firma burgi nostri de Striueling, scilicet, medietatem ad Penthecosten et aliam medietatem ad festum Sancti Martini; quare volumus vt predicti canonici predictas viginti marcas ad predictos terminos habeant et teneant de firma predicti burgi nostri de Striueling in liberam, puram et perpetuam elemosinam adeo libere et quiete, plenarie et honorifice, sicut aliqua elemosina in tota terra nostra liberius et quietius, plenius et honorificentius tenetur et possidetur: Prohibemus eciam firmiter ne prepositi nostri de Striueling predictis canonicis sepedictas viginti marcas vltra terminos eis statutos detineant super nostram plenariam forisfacturam: Volumus eciam vt dicti canonici preter dictas viginti marcas percipiant de firma eiusdem burgi nostri de Striueling tres marcas annuas quas percipere consuerunt ex dono antecessorum nostrorum: Testibus magistro Matheo Cancellario, Henrico de Baill, Johanne de Makkiswell, Barnardo Fraser, Waltero Cumyn, Dauid Marschell, Johanne de Haya, Waltero Bysset, Alexandro de Striueling, apud Striueling vltimo die Aprilis, anno regni domini regis sexdecim. STRIULLING

209. STRIUELING ANNUI REDDITUS DUORUM SOLIDORUM.

OMNIBUS hanc cartam visuris vel audituris, Johannes Barboure burgensis burgi de Striueling, salutem in Domino sempiternam: Nouerit vniuersitas vestra me misericordia et pietate inductum et ob salutem anime mee et animarum antecessorum et successorum meorum et omnium fidelium defunctorum concessisse, dedisse et hac presenti carta mea pro me et heredibus meis con-

STRIUELING.

firmasse Deo et beate virgini Marie ac altari beatissimi confessoris Niniani situato et fundato infra ecclesie parrochialis monasterii de Cambuskynneth et capellano ad idem altare celebranti in diuinis et perpetuo celebraturo quendam annuum redditum duorum solidorum michi annuatim debitorum et percipiendorum integre ad duos anni terminos vsuales, videlicet, Penthecostes et Sancti Martini in hieme per equales portiones de toto et integro tenemento Johannis Rayny, pelliparii, burgensis dicti burgi cum pertinenciis jacente in prefato burgo in le myddilraw eiusdem, inter terram Malcolmi Wobstare ex parte occidentali ex parte vna, et terram Johannis Normavile ex parte orientali ex parte altera: Tenendum et habendum predictum annuum redditum duorum solidorum predicto altari post decessum meum ab hac luce, et capellano ibidem in diuinis Deo seruienti et seruituro, et successoribus suis capellanis ad idem perpetuo celebraturis, a me, heredibus et assignatis meis libere, quiete, plenarie, integre, honorifice bene et in pace, cum omni suo jure, rectitudine, consuetudine, proprietate et possessione in puram et perpetuam elemosinam et hereditarie imperpetuum, et ita libere et pure sicut aliqua elemosina infra regnum ab aliquo datur, conceditur siue donatur: In cuius rei testimonium quia sigillum ad presens non habui, sigillum discreti viri, domini Patricii Scot vicarii ecclesie parrochialis de Striueling, presentibus cum instancia procuraui apponi, apud Striueling octauo die mensis Octobris, anno Domini millesimo quadringentesimo tricesimo sexto; hiis testibus, magistris Roberto de Tulous, Roberto Gardnar, rectoribus de Striueling et Moniabrok, bacallariis in decretis, Thoma Forester, Johanne Brady, Thoma Wild, burgensibus dicti burgi, et Alexandro de Hvnetroddis, balliuis tunc eiusdem burgi, cum multis aliis.

210. Indentura inter nos et Johannem Scugall de tenemento in Striueling.

Hec indentura facta apud monasterium de Cambuskynneth decimo die mensis Decembris, anno Domini millesimo quadringentesimo duodecimo, inter

STRUELING

reuerendum in Christo patrem et dominum, dominum Patricium permissione diuina abbatem monasterii predicti, et eiusdem loci conuentum ex vna parte, et Johannem de Scugall apud Vthirbannock commorantem a parte altera, continet et testatur quod prefati domini abbas et conuentus vnanimi suo consensu et assensu et pro vtilitate dicti sui monasterii assedarunt et in feodo ad firmam dimiserunt prefato Johanni et heredibus suis totum et integrum vnum tenementum suum cum pertinentiis jacens in burgo de Striueling et in vico qui dicitur Hilweynd, ducente et aduersus pontem de Forth ex parte occidentali eiusdem, inter tenementum Henrici Cristeson ex parte australi a parte vna, et tenementum heredum quondam Alexandri Fabri, burgensis burgi supradicti, ex parte boreali ex parte altera: Tenendum et habendum totum et integrum predictum tenementum cum pertinentiis predicto Johanni et heredibus suis de dictis religiosis viris et successoribus suis in feodo ad firmam hereditarie et imperpetuum, cum vniuersis suis commoditatibus, libertatibus, asiamentis, jure, clameo, proprietate et possessione ac iustis pertinentiis suis quibuscunque dicto tenemento spectantibus seu iuste spectare valentibus quomodolibet in futurum, adeo libere, integre, plenarie, bene et in pace sicut aliquod tenementum cum pertinentiis per quoscunque seu quibuscunque in feodo ad firmam assedari posset infra burgum: Reddendo inde annuatim quinque solidos legalis monete Scotie ad duos anni terminos vsuales, scilicet, Penthecostes et Sancti Martini in hieme, per equales medias portiones et domino capitali eiusdem debitum seruicium et consuetum, sine vlteriori dilatione, dolo vel fraude: et si contingat, quod absit, dictum Johannem vel heredes suos a solutione dicti annui redditus quinque solidorum per integrum quadrennium spacium post aliquem solutionis terminum in burgo supersedere seu casu aliquo cessare, licebit de jure et facto dictis religiosis viris et suis successoribus sine licencia cuiuscunque dictum suum tenementum cum pertinentiis libere et sine impedimento reingredi et ad vsus proprios reassumere

STRIVELING

quousque sibi vel suis successoribus per predictum Johannem et heredes suos de toto et integro annuo redditu suo omnium terminorum tunc elapsorum non soluto, vnacum dampnis suis, laboribus, expensis et interesse occasione dicti annui redditus quinque solidorum non solutorum plenarie et integre fuerit satisfactum, nullo obstante in contrarium : Preterea si predictus Johannes vel heredes sui dictum tenementum vendere vel alienare disposuerit vel disposuerint, prefati religiosi viri et successores sui totum illud tenementum cum pertinentiis ante omnes alios et leuiori precio obtinebunt ab eisdem, et prefati religiosi viri et successores sui dictum tenementum cum pertinentiis dicto Johanni et heredibus suis contra omnes mortales warantizabunt, acquietabunt et imperpetuum defendent : et ad hec omnia et singula premissa, modo et forma prescriptis ex vtraque parte fideliter obseruanda et perimplenda, partes predicte se firmiter obligarunt : In quorum omnium testimonium sigilla communia dictorum religiosorum virorum et burgi de Striueling predicti per dictum Johannem cum instantia procurata huius indenture partibus alternatim sunt appensa, data, loco, die et anno supradictis; hiis testibus, Roberto de Levingstoun de Callenter, Roberto Forsith, Adam Legate, Richardo Johannis, burgensibus de Striueling, et multis aliis.

211. Striueling processus antique Scole in Vinella beate Marie.

Vniuersis et singulis ad quorum noticias presentes litere peruenerint, prepositus, balliui, consules et communitas burgi de Striueling, salutem in eo qui est omnium vera salus : Cum pietatis et meriti sit opus et nostro congruit officio vnicuique secundum rei geste veritatem, presertim coram nobis probatam et compertam, testimonium veredicum perhibere in casu illo permaxime quo agente veritatis occultatio preiudicium, grauamen, dampnum aut dispendium generare poterit innocenti, proinde est quod presencium per tenorem

attestamur et fidele perhibemus testimonium quod alias in quatuor nostris et nostri burgi predicti curiis capitalibus discretus vir Jacobus Reidheuch, burgensis dicti burgi, procurator et procuratorio nomine venerabilis in Christo patris Henrici permissione diuina abbatis monasterii de Cambuskynneth et conuentus eiusdem coram nobis in nostro pretorio consedentibus processit et processus fecit, videlicet, in curia capitali post Pascham, mensis Aprilis die decimo, anno Domini millesimo quadringentesimo octuagesimo, et in curia capitali post festum Sancti Michaelis archangeli, mensis Octobris die secundo, in curia capitali post festum natiuitatis Domini, mensis Januarii die decimo tertio, et in curia capitali post Pascham, mensis Aprilis die vltimo, anno Domini millesimo quadringentesimo octuagesimo primo hoc proximis successiue et immediate alternatim sequentibus super toto et integro tenemento antique scole cum pertinentiis jacente in vinella beate Marie ex parte orientali eiusdem quod fuit quondam Laurencii Dridane ex parte boreali tenementi quondam Walteri Galbraith et ex parte australi vici regii ob defectum solutionis cuiusdam annui redditus quinque solidorum dictis abbati et conuentui ac monasterio predicto de predicto toto et integro tenemento cum pertinentiis debitorum, de quo annuo redditu nichil per certos annos et terminos perceperunt aut leuauerunt predicti abbas et conuentus, seu percipere aut leuare potuerunt; vnde prefatus Jacobus Reidheuch nomine quo supra, cum Willelmo Benny seriando et diuersis testibus burgi nostri predicti burgensibus, videlicet, Alexandro Joffrason, Johanne Tais, Willelmo Martin, Johanne Thomson, Johanne Litstare et Alano Kessaneson, nostris auctoritate et mandato ad predictum tenementum accesserunt vicissim in qualibet ipsarum nostrarum curiarum, et nichil inibi preter terram et lapides vnde predictum tenementum astringi pro dicto annuo redditu aliqualiter potuit inuenerunt, que nobis in singulis predictis curiis presentarunt: Et in vltima dicta predictarum curiarum comparuit dictus Jacobus procurator nomine quo supra et

STRUELING

STRIVELING.

petiit iudicium quod possessio illius tenementi cum pertinentiis in defectu dicti annui redditus non soluti redundare et reuerti debeat ipsis abbati et conuentui ac monasterio predicto et super hoc plegium obtinet et inuenit; plegio vero recepto et non contradicto, parte prosequente tunc de curia exeunte et parte aduersa sepe vocata ad comparendum, defendendum et resistendum parti prosequenti, vel ad satisfaciendum dictis abbati et conuentui de prefato annuo redditu de annis et terminis preteritis non solutis, vnacum dampnis et expensis super processu antedicto factis et faciendis non comparente, curia consulta, et parte prosequente introducta, possessio illius tenementi cum pertinentiis adiudicata fuit predictis abbati et conuentui per os Thome Cathkin iudiciarii siue dempstarii dicte curie, quo adiudicato Johannes Crag tunc temporis vnus balliuorum burgi prefati statum legitimum possessionis illius tenementi cum pertinentiis, saluo jure cuiuslibet per terre et lapidis traditionem, vt moris est burgorum, antedicto Jacobo nomine procuratorio quo supra donauit, publiceque proclamari fecit quod si quis vel qua jus vel interesse ad tenementum cum pertinentiis vendicare aut reclamare voluerat aut clamauerat habere, infra tempus legitimum a jure statutum et indultum veniret et de annuis redditibus preteritis, expensis et aliis refundendis satisfaceret et dictum tenementum cum pertinentiis haberet solutum et quietum et possideret pro perpetuo, prout expostulat et requirit juris ordo: Et hoc omnibus quorum interest vel interesse poterit notificamus per presentes. In cuius rei testimonium sigillum nostrum commune, vnacum sigillo dicti Johannis Crag balliui nostri qui dictam nostris ex mandato et precepto contulit possessionem presentibus apponi fecimus apud burgum nostrum sepedictum, vicesimo quarto die mensis Junii, anno Domini millesimo quadringentesimo octuagesimo primo; coram hiis testibus eciam in dicte sasine datione presentibus, Alexandro Cunynghame de Auchinbowy preposito dicti burgi, Duncano Forestar, Thoma Cragingelt, Karolo Reid, Richardo

Reidheuch, Alexandro Muschet, Alexandro Nortoune, Johanne Legate, Alexandro Reidheuch, Jacobo Cunynghame et Waltero Hunny cum diuersis aliis. STRIUELING

212. Striueling in vinella Sancte Marie processus tenementi.

Uniuersis et singulis ad quorum noticias presentes litere peruenerint, prepositus, balliui, consules et communitas burgi de Striueling, salutem in eo qui est omnium vera salus: Cum pietatis et meriti sit opus et nostro congruit officio vnicuique secundum rei geste veritatem presertim coram nobis probatam et compertam testimonium veridicum perhibere in casu illo permaxime quo veritatis occultatio preiudicium, dampnum aut dispendium generare poterit innocenti, hinc est quod presencium per tenorem attestamur et fidele perhibemus testimonium quod alias in quatuor nostris et nostri burgi predicti curiis capitalibus prouidus vir Jacobus Reidheuch burgensis dicti burgi procurator procuratorioque nomine venerabilis in Christo patris Henrici permissione diuina abbatis monasterii de Cambuskynneth et conuentus eiusdem de cuius procuratoris mandato nobis eius per literas procuratorias predicti domini abbatis et ipsius conuentus sub eorum sigillo communi sigillatas, et inibi perlectas satis luculenter constabat documentis, coram nobis in nostro pretorio consedentibus, processit et processus fecit, videlicet, in curia capitali post Pascham mensis Aprilis die decimo, anno Domini millesimo quadringentesimo octuagesimo, in curia capitali post festum sancti Michaelis Archangeli, mensis Octobris die secundo, in curia capitali post festum natiuitatis Domini, mensis Januarii die decimo tertio, et in curia capitali post Pascham, mensis Aprilis die vltimo, anno Domini millesimo quadringentesimo octuagesimo primo hoc proximo successiue et immediate alternatim sequente super toto et integro tenemento quondam Johannis Wilsone cum pertinentiis jacente infra dictum burgum in vinella sancte Marie Virginis ex parte occidentali eiusdem et terram Thome Horne ex parte australi et communem

STRIVELING

vinellam ducentem ad castrum dicti burgi ex parte boreali, ob defectum solucionis cuiusdam annui redditus quinque solidorum ipsis domino abbati et conuentui de prefato toto et integro tenemento cum pertinentiis debitorum de quo annuo redditu nichil per certos annos et terminos receperunt ac leuauerunt predicti domini abbas et conuentus seu recipere aut leuare potuerunt, inde prefatus Jacobus Reidheuch procurator, ac procuratorio nomine quo supra, cum Wilelmo Benny seriando et diuersis testibus burgi nostri predicti burgensibus, videlicet, Alexandro Joffrason, Johanne Sille, Willelmo Martin, Johanne Tais, Johanne Thomsone, Johanne Litstare et Alano Crag, nostris auctoritate et mandato ad predictum tenementum accesserunt vicissim in qualibet ipsarum nostrarum curiarum et nichil inibi preter terram et lapides vnde dictum tenementum astringi pro dicto annuo redditu aliqualiter potuit inuenerunt, que nobis in singulis predictis curiis presentarunt; et in vltima dieta predictarum curiarum comparuit dictus Jacobus Reidheuch procurator nomine quo supra, et peciit iudicium quod possessio illius tenementi cum pertinentiis in defectu dicti annui redditus non soluti, redundare et reuerti debeat ipsis domino abbati et conuentui et super hoc plegium obtulit et inuenit; plegio vero recepto et non contradicto, parte prosequente de curia exeunte et parte aduersa sepe vocata ad comparendum, defendendum et resistendum parti prosequenti vel ad satisfaciendum dictis domino abbati et conuentui de prefato annuo redditu de annis et terminis preteritis non solutis, vnacum dampnis et expensis super processu antedicto factis et faciendis, et non comparente, curia consulta et parte prosequente introducta, possessio illius tenementi adiudicata fuit dictis domino abbati et conuentui per os Thome Cathkin tunc iudiciarii siue dempstarii dicte curie; quo adiudicato, Johannes Crag tunc temporis vnus balliuorum burgi prefati statum legitimum possessionis illius tenementi cum pertinentiis, saluo jure cuiuslibet, per terre et lapidis traditionem, vt moris est burgorum, antedicto Jacobo Reid-

STRIUELING.

heuch nomine procuratorio quo supra tradidit vt congruit ac donauit publiceque proclamare fecit quod si quis vel qua jus vel interesse ad dictum tenementum cum pertinentiis vendicare aut reclamare voluerat vel clamauerat habere, infra tempus legitimum a jure statutum et indultum veniret, et de annuis redditibus preteritis, expensis et aliis refundendis satisfaceret et dictum tenementum cum pertinentiis haberet solutum et quietum et possideret pro perpetuo, prout expostulat et requirit juris ordo: et hoc omnibus quorum interest vel interesse poterit notificamus per presentes. In cuius rei testimonium sigillum nostrum commune, vnacum sigillo dicti Johannis Crag balliui nostri qui dictam nostris ex mandato et precepto contulit possessionem presentibus apponi fecimus, apud burgum nostrum supradictum vicesimo die mensis Junii, anno Domini millesimo quadringentesimo octuagesimo primo, coram hiis testibus, Alexandro Cunyngham de Auchinbowy, Matheo Forester, Duncano Forestare, Adam Bully, Alexandro Muschet, Herberto Murray, Thoma de Cragingelt, Karolo Reid, Johanne Aysone et Thoma Narne, cum diuersis aliis.

213. Striueling oppidi tenementum ob processum recuperatum, et abbati possessio data.

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo quadringentesimo octuagesimo secundo, mensis vero Nouembris die vicesimo, indictione prima, pontificatus sanctissimi in Christo patris et domini nostri domini Sexti diuina prouidencia pape quarti anno duodecimo, et regni excellentissimi supremi domini nostri Jacobi tertii Dei gracia Scotorum regis illustrissimi anno vigesimo tertio, in mei notarii publici et testium subscriptorum presencia personaliter constitutus honorabilis vir Johannes Crag tunc temporis vnus balliuorum burgi de Striueling ex mandato prepositi, aliorum[que] balliuorum

STRUELING.

ac consulum dicti burgi, ad quoddam tenementum quod fuit quondam Johannis Wilsone, jacens infra dictum burgum in vinella Sancte Marie inter terram Thome Horne ex parte australi, et communem viam regiam ducentem ad castrum dicti burgi ex parte boreali alias per venerabilem in Christo patrem Henricum permissione diuina abbatem monasterii de Cambuskynneth et conuentum eiusdem vigore quorundam processuum in quatuor curiis capitalibus dicti nostri burgi desuper ductorum, ob defectum solutionis cuiusdam annui redditus quinque solidorum ipsis domino abbati et conuentui de predicto tenemento debitorum, et ex certis annis et terminis minime solutorum juridice obtentum et lucratum, coram testibus subscriptis accessit, et de prefato toto et integro tenemento cum pertinentiis prefato venerabili in Christo patri abbati monasterii de Cambuskynneth, per terre et lapidis traditionem, statum, sasinam et possessionem realem, actualem et corporalem, secundum tenorem litere testimonialis dictorum processuum sub sigillo communi dicti burgi ipsis domino abbati et conuentui desuper confecte contulit et donauit hereditarie et perpetue cum effectu : De et super quibus omnibus et singulis dictus dominus abbas a me notario publico infrascripto sibi fieri petiit vnum aut plura publicum seu publica intrumentum aut instrumenta, cum appensione sigilli dicti Johannis Crag balliui communienda : Acta fuerunt hec super solum dicti tenementi, hora secunda vel eocirca post meridiem, sub anno, die, mense, indictione et pontificatu quibus supra ; presentibus honorabilibus et discretis viris domino Willelmo Gourlaw vicario de Kilmoronok, Johanne Abircrummy, Patricio Creichtoun, Thoma Cragingelt, Johanne Creichtoun, Thoma Tailzefer, Leonardo de Abircrummy et Johanne Ayson, testibus cum multis aliis ad premissa vocatis specialiter et rogatis.

Et ego Jacobus Darow presbyter Sanctiandree diocesis, publicus auctoritatibus imperiali et regali notarius, prefati tenementi cum pertinenciis sasine dationi ceterisque premissis omnibus et singulis dum, sic vt premittitur,

diceretur, ageretur et fierent vnacum prenominatis testibus presens interfui, STRUELING.
eaque omnia et singula sic fieri vidi, sciui et audiui ac in notam recepi, indeque presens publicum instrumentum alterius manu, me aliis prepedito peragendis, scriptum confeci, et hic me manu propria subscribendo in hanc publicam formam redegi, signoque ac nomine meis solitis et consuetis, vnacum appensione sigilli dicti Johannis Crag balliui signati, rogatus et requisitus in fidem ac testimonium omnium et singulorum premissorum.

214. Striueling annui redditus assignantur altaribus et annui redditus ortorum.

In nomine Patris et Filii et Spiritus Sancti, amen: Per hoc presens scriptum autenticum in manifestam noticiam veniat presentibus et in perpetuam rei memoriam sit futuris: Gloriosus Deus in sanctis suis et mirabilis in maiestate sua omnium qui ab ipso tamquam a fontali lumine splendorem recipiunt eternaliter coruscantem sanctorum conditor, caput et corona, quamquam per os prophete nos ipsum in suis sanctis jusserit collaudare hoc nedum ad sue proprie laudis cumulum instituit vt puta honor membris impensus in gloriam tanti capitis debeat redundare, verum eciam inferiores sanctos nostros voluit esse patronos, vt dum nostris prepedientibus culpis ad sue maiestatis solium pro nostris necessitatibus per nos accedere formidamus, ipsi quibus honorem impendimus nostrorum negociorum apud Dei clemenciam intercessores et procuratores seduli pro nobis valeant exaudiri: Et quod nostris meritis obtinere non valemus talibus multiplicatis intercessoribus vberius et celerius largiatur, quod attendentes venerabiles et religiosi viri dominus Dauid Celle permissione diuina abbas monasterii de Cambuskinneth, infrascripti negotii tam deuote quam laudabiliter concepti primus motor et precipuus instigator, et eiusdem loci conuentus totis precordiis cupientes sue monasterialis ecclesie peculiares

STRIVELING.

placare patronos ac pro suarum possibilitatum modulis, obsequiis debitis honorare postquam vniuersa et singula sue ecclesie supradicte priuata altaria ymaginum, vestimentorum aliorumque necessariorum ornamentis non sine internis suorum cordium compassionibus attendisset plurimum indigere atque pro eorum necessario faciendis reparationibus nunc ad partem et priuate, nunc vero palam et publice, quam plures per vices et tempora inter se inuicem et mutuo pertractantes considerassent huiusmodi altarium necessarias reparationes siue oportunorum sumptuum et expensarum appositionem nec congrue posse fieri nec sine reddituum pro talibus sumptibus certa premissa facienda annextione perpetua aliquatenus commode sustentari; igitur in festo sanctorum Innocentium anno Domini millesimo quadringentesimo quadragesimo quinto prefati domini abbas et conuentus in eiusdem abbatis camera propter hoc conuentualiter congregati frequenti communicatione et non tam morosa quam matura deliberatione prehabitis, ad omnipotentis Dei et Domini Jesu Christi eiusque gloriosissime matris semper virginis Marie totius humani generis et dicti monasterii patroni specialis, necnon omnium sanctorum et sanctarum et precipue illorum et illarum in quorum honoribus fabricata sunt altaria supradicta, laudem, gloriam et honorem omnibus tutioribus, melioribus et efficatioribus modis, via et forma quibus potuerunt pro se et suis successoribus imperpetuum, vnanimi consensu et assensu ipsorum omnium dederunt, concesserunt et hoc presenti scripto imperpetuum valituro irreuocabiliter confirmauerunt omnes et singulos illos paruos annuos redditus terrarum ville de Striueling sibi et suo monasterio supradicto pertinentes, dictis altaribus pro eorum reparationibus faciendis et sustentandis fore annectendos, vniendos et more quo sequitur proportionaliter diuidendos: in primis quidem confirmauerunt, dederunt et imperpetuum annexuerunt altari Sancti Andree apostoli illum annuum redditum de terra Schakelok modo diuisa inter magistrum Dauid Guld et Symonem Broune sex solidorum et octo denariorum; item dederunt.

confirmauerunt et imperpetuum annexuerunt altari sanctorum Johannis Ewangeliste et Baptiste annuum [redditum] quatuor solidorum de terra quondam Roberti Bonar modo Johannis Richardi; item eidem altari annuum redditum viginti denariorum de terra quondam Johannis Barbour modo Johannis Darach de Cruce; item eidem altari de terra Johannis Tuch xii d: Item dederunt, confirmauerunt et imperpetuum annexuerunt altari beati Laurencii martiris annuum redditum trium solidorum de Croftmagra; item annuum reddi tum trium solidorum de terra magistri Johannis Legati; item annuum redditum octo denariorum de terra Roberti de Colly: Item dederunt, con firmauerunt et imperpetuum annexuerunt altari beati Nicholai annuum redditum trium solidorum et quatuor denariorum de terra vulgariter nuncupata beati Nicholai quam possidet de presenti dominus Archibaldus Quhiteheid rector de Rothesay; item eidem altari annuum redditum quatuor solidorum de tribus particatis beate Marie; item annuum redditum duorum solidorum de terra quondam Willelmi Spry modo Roberti Narne: Item confirmauerunt et imperpetuum annexuerunt altari Sancti Niniani annuum redditum quatuor solidorum de terra quondam Henrici Cant modo Johannis Darach de Cruce: Item de terra quondam Roberti Wricht, annuum redditum duorum solidorum preter illos annuos redditus duodecim denariorum quos idem Robertus dicto altari de eadem terra primitus confirmauit; item annuum redditum octo denariorum de terra Willelmi Crab: Item dederunt, confirmauerunt et imperpetuum annexuerunt altari beate Katherine virginis martiris annuum redditum quinque solidorum de terra quondam Johannis Scugale modo Johannis Willelmi: item de terra Joseph modo Dauid Leuinstoune, quatuor solidos. Item dederunt, confirmauerunt et imperpetuum annexuerunt altari omnium sanctorum annuum redditum decem solidorum de terra quondam Richardi Marres modo Roberti Forsith: Preterea prefati domini abbas et conuentus ad dictorum altarium reparationem et reparationis sustentationem

STRUELING

STIRLING

voluerunt, statuerunt et vnanimiter decreuerunt quod de singulis dicti monasterii ortis et gardinis infrascriptis singulis altaribus annuus redditus sit annexus perpetuis futuris temporibus capellanis altarium illorum, qui pro tempore fuerint, integre et fideliter persoluendus; qui capellani semel omni anno de singulis annuis redditibus tam terrarum quam ortorum illis altaribus quorum capellani sunt annexis abbati et priori qui pro tempore fuerint ac eciam aliis de conuentu discretioribus ad hoc eligendis in vigilia omnium sanctorum fidele compotum reddere teneantur: In primis dederunt, confirmauerunt et imperpetuum annexuerunt altari Sancti Andree apostoli annuos decem solidos de illo orto quem bone memorie dominus Dauid Quhite quondam abbas dicti monasterii et dominus Willelmus Armstrang construxerunt: item altari sanctorum Johannis Ewangeliste et Baptiste annuos viginti solidos percipiendos post obitum domini Johannis de Grenelaw de orto quem ipse et dominus Thomas de Sanctoandrea construxerunt: item altari sancti Laurencii annuos sex solidos et octo denarios percipiendos post obitum domini Willelmi de Melros de orto quem ipse et dominus Johannes de Maistertoun construxerunt: item altari beati Nicholai annuos decem solidos de orto illo qui vocatur Paradisus: item altari beati Niniani annuos sex solidos et octo denarios de orto quondam domini Patricii de Lorne: item altari beate Katherine annuos sex solidos et octo denarios de orto quondam domini Alani Scot: item altari omnium sanctorum annuos quinque solidos de paruo orto quem dominus Johannes de Grenlaw construxit ex parte boreali cimiterii monasterii eiusdem: Preter premissa eciam ordinauerunt quod ille annuus redditus duodecim denariorum per quondam dominum Johannem de Benyn emptus de terra quam nunc habet Johannes filius quondam Roberti Flescheware et altari beati Johannis datus eidem altari maneat confirmatus et in signum manifestum huiusmodi concessionis sic vt premittitur facte et solempniter decreuerunt dicti abbas et conuentus quod vniuersi supradicti gardini ab illis sanctis

quorum altaribus prefati annui redditus inde persolui debeant suas deinceps denominationes et nomina sortiantur, nec in premissis abbatis qui pro tempore fuerit auctoritati vel potestati volunt in aliquo derogare quin quilibet abbas pro tempore possit regimen et custodiam singulorum ortorum illis fratribus quibus sua discretio facienda viderit iuxta seu voluntatis beneplacitum assignare; reseruata tamen semper illesa et inuiolabiliter inconcussa dictorum annuorum reddituum solutione plenaria facienda, ac etiam illa pensione annua cellerario qui pro tempore fuerit de certis ortis persolui solita et consueta: In quorum omnium robur, fidem et testimonium sigillum reuerendi in Christo patris et domini nostri domini Jacobi dicti et apostolice sedis gracia Sancti andree episcopi ad premissorum confirmationem cum instancia procuratum, vnacum communi sigillo capituli nostri, ac etiam cum sigillo abbatiali monasterii supradicti presenti scripto est appensum: Et tam dictus abbas quam ceteri fratres de conuentu ad premissorum euidenciam hic se manibus propriis subscripserunt: Datum in domo capitulari monasterii eiusdem in vigilia Epiphanie sub anno Domini supradicto. STRUELING.

Ego Dauid Abbas, licet indignus, predicta omnia approbans hic me subscripsi.

Et ego W. Broun prior ad idem.
Ego Willelmus Melross ad idem.
Ego Johannes de Grenlaw ad idem.
Ego Jacobus de Pentland ad idem.
Ego W. Maistertoun ad idem.
Ego Archibaldus Story ad idem.
Ego Johannes Gamill ad idem.
Ego Alexander de Cliddisdale ad idem.
Ego Edwardus ad idem.
Ego Johannes Cellerat ad idem.
Ego Thomas de Allerdes ad idem.
Ego Thomas Yhaliluk ad idem.
Ego Johannes de Fyff ad idem.
Ego Johannes de Gilstoun ad idem.
Ego Thomas de Morton ad idem.
Ego Dauid Yhaliluk ad idem.
Ego Dauid Gray ad idem.
Et ego Dauid Mason ad idem.

215. Carta regis Dauid de tholoneo non dando.

STRIUELING. Dauid Dei gracia rex Scotorum, iusticiis, baronibus, vicecomitibus, prepositis et omnibus probis hominibus suis tam futuris quam presentibus totius terre sue, salutem: Precipio quod canonici de Striueling et eorum dominii homines sint quieti de tholoneo et de omnibus rectitudinibus et consuetudinibus vbicunque venerint in tota terra mea: Volo eciam et firmiter precipio quatenus iuste habeant meam firmam pacem vbicunque inter vos fuerint vel venerint: Testibus Herberto Camerario et Randulfo de Sulis apud Chinross.

216. Donatio ecclesie de Tulibody.

TULIBODY Simon filius Makbeth, omnibus hominibus suis et amicis, et omnibus sancte matris ecclesie filiis, salutem: Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie sancte Marie de Cambuskynneth et canonicis ibidem Deo seruientibus, post decessum Hugonis de Rokesburg clerici cancellarii ecclesiam de Tulibody in liberam et perpetuam elemosinam, pro salute anime mee et antecessorum et successorum meorum: Tenendam ita libere et quiete, plenarie et honorifice, cum terris et decimis et omnibus rectitudinibus ad eam pertinentibus sicut alias elemosinas suas liberius, quietius, plenarius et honorificentius tenent: Testibus Richardo episcopo Sanctiandree, Nicholao cancellario, Comite Waldeuo, Matheo archidiacono Sanctiandree, Ricardo capellano regis, Nessio filio Willelmi, magistro Herberto clerico episcopi, Roberto filio Seulfi, magistro Abraham, apud Striueling.

217. Confirmatio ecclesie de Tulibody.

Ionathas Dei gracia episcopus Dunblanensis, vniuersis sancte matris ecclesie filiis, salutem: Sciant presentes et futuri nos concessisse et hac carta nostra confirmasse Deo et ecclesie sancte Marie de Cambuskynneth et canonicis

ibidem Deo seruientibus ecclesiam de Tulibody et ecclesiam de Tulicultry et ecclesiam de Kincardin, cum capellis et decimis et oblationibus et omnimodis obuencionibus earum, et omnibus aliis iustis pertinentiis earundem ecclesiarum: Tenendas sibi in liberam et perpetuam elemosinam ita libere, quiete, plenarie et honorifice sicut carte patronorum ipsarum ecclesiarum et confirmationes predecessorum nostrorum testantur et confirmant, et sicut alias ecclesias suas prefati canonici liberius, quietius, plenius et honorificentius tenent et possident, saluo jure nostro episcopali: Testibus hiis, priore Malgegill Meothill, priore Maliis de insula Effren, Moricio capellano nostro, Gillecrist capellano nostro, Patricio filio Gillemanthach capellano nostro, Gillemichell persona de Moethel, magistro Henrico clerico domini episcopi I. Dunkeldensis, Gilleheshoc filio Johannis de Clechenes, Willelmo de Bennyn, Henrico Pinnun. TULIBODY

218. De quatuor solidis Tulibody.

Hec est conuencio inter L[aurencium] episcopum Dunblanensem et abbatem et conuentum de Cambuskynneth de ecclesia de Tulibody, reddere annuatim quatuor solidos propter omnia episcopalia jura que ad ipsum episcopum pertinent et propter debitum ecclesie: Hec est conuencio inter episcopum Dunblanensem et abbatem et conuentum de Cambuskynneth de ecclesia de Tulibody, reddere annuatim quatuor solidos propter omnia debita que pertinent ad episcopum predictum de ecclesia predicta: Testibus, Patricio persona de Mothel et J. de Dunblane et omni capitulo.

219. Tulibody per episcopum Dunblanensem confirmatio.

L[aurencius] Dei gracia Dunblanensis episcopus, uniuersis sancte matris ecclesie filiis presentibus et futuris, salutem: Sciatis me concessisse et hac carta mea confirmasse Deo et ecclesie sancte Marie de Cambuskynneth, et canonicis ibidem Deo seruientibus, ecclesiam de Tullibody post decessum

TULIBODY

Hugonis clerici cancellarii: Tenendam in liberam et perpetuam elemosinam, cum terris et decimis et omnibus rectitudinibus ad eam pertinentibus, ita libere et quiete, plenarie et honorifice sicut alias elemosinas suas liberius, quietius, plenius et honorificentius tenent, saluis omnibus rectitudinibus que ad episcopum pertinent: Testibus, Richardo episcopo Sanctiandree, Sams episcopo de Brechene, Andrea episcopo Katenensi, Nicholao cancellario, Matheo archidiacono Sanctiandree, Willelmo priore Sanctiandree, Hugone clerico Regis, Andrea archidiacono de Modhel, apud Sanctumandream.

220. Donatio Wilelmi regis de ecclesia Tullicultre.

TULLICULTRE.

Wilelmus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciant presentes et futuri me dedisse et concessisse et hac carta mea confirmasse Deo et ecclesie sancte Marie de Cambuskynneth, et canonicis ibidem Deo seruientibus, ecclesiam de Tullicultre cum terris et decimis et oblationibus omnimodis et omnibus iustis pertinentiis suis: Tenendam in liberam et perpetuam elemosinam ita libere, quiete, plenarie et honorifice sicut alias ecclesias suas liberius, quietius, plenius et honorificentius tenent et possident: Testibus, Hugone cancellario nostro, A. abbate de Dunfermeling, Roberto capellano meo, comite Culberto (Gilberto), Willelmo de Moruille constabulario nostro, Wilelmo de Lindesay, Alexandro vicecomite de Striueling, apud Striueling.

221. Tullecultry ecclesie et terrarum regie donationis confirmatio.

S[imon] Dei gracia episcopus Dunblanensis, vniuersis sancte matris ecclesie filiis, salutem: Sciant presentes et futuri nos concessisse et hac nostra carta confirmasse Deo et ecclesie sancte Marie de Cambuskynneth, et canonicis ibidem Deo seruientibus, ecclesiam de Tullecultry, cum terris et decimis et omnimodis oblationibus et omnibus iustis pertinentiis suis: Tenendam in

liberam et perpetuam elemosinam ita libere, quiete, plenarie et honorifice sicut alias ecclesias suas liberius, quietius, plenius et honorificentius tenent et possident, saluo jure episcopali sicut carta domini Wilelmi regis testatur: Testibus hiis, Jonatha archidiacono, Cormac sacerdote, Makbeth sacerdote, Moritio capellano de Strubieth, Johanne persona de Keremure, Roberto filio persone de Tuthedell, Martino dapifero nostro, Garnath nepote nostro, Mauricio capellano de Kerimure, Gilcristino.

TULLICULTRE.

. 222. Carta decem acrarum terre de Tullicultri.

Sciant presentes et futuri quod ego Colinus Cambell dominus de Tullicultry, filius et heres quondam Nigelli Cambell, dedi et concessi et hac presenti carta mea confirmaui, pro me et heredibus meis et assignatis et pro remedio anime mee et animarum predecessorum et successorum meorum, in puram et perpetuam elemosinam Deo et beate Marie monasterii de Cambuskynneth, et canonicis ibidem Deo seruientibus et imperpetuum seruituris, ac sancto Seruano ecclesie de Tullicultry, decem acras terre arabilis jacentes infra territorium de Tullicultre, videlicet, sicut dicta terra se extendit de dicta ecclesia per semitam in aquilone procedentem versus occidentem vsque ad viam regiam, et de dicta ecclesia sicut riuus se extendit et currit in parte orientali vsque ad eandem viam regiam versus meridiem, cum omnibus libertatibus et asiamentis ad dictam terram pertinentibus vel pertinere valentibus, absque omni exactione, seruicio vel demanda seculari: Tenendas et habendas supradictis canonicis de Cambuskynneth vt supradictum est ita libere, quiete et honorifice sicut aliqua terra elemosinata in regno Scotie liberius, quiecius et honorificentius tenetur et possidetur: Do eciam et concedo dictis canonicis de Cambuskynneth pro tempore vite mee, in augmentum et succursum culture sue, duos boues ita, videlicet, quod cum defecerint vel mortui fuerint vel alter eorum defecerit vel mortuus fuerit, alios vel alium in loco ipsorum substituam et inueniam, ita quod vnum jugum bouum in

TULLICULTRE.

tota vita mea ad dictam culturam integre seruetur. In cuius rei testimonium presentibus sigillum meum est appensum; hiis testibus, magistro Nicholao de Lacmaban clerico, domino Thoma de Tullicultry vicario de Hucterardor, Johanne Lardnar burgensi de Striueling, Forsyth de Alweth, de Tullicultri et aliis.

223. Tullecultry decem acrarum per Robertum regem.

Robertus Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, tam clericis quam laicis, salutem: Sciatis nos pro salute anime nostre, et pro salute animarum omnium antecessorum et successorum nostrorum regum Scotie, dedisse, concessisse et hac presenti carta nostra confirmasse Deo et beate Marie de Cambuskynneth, abbati et canonicis ibidem Deo seruientibus et imperpetuum seruituris, ac sancto Seruano de Tullecultry decem acras terre arabilis infra territorium de Tullicultry, videlicet, sicut dicta terra se extendit de ecclesia de Tullicultry per semitam in aquilone procedentem versus occidentem vsque ad viam regiam, de dicta ecclesia, sicut riuulus se extendit et currit in parte orientali vsque ad eandem viam regiam versus merediem: Tenendas et habendas predictis abbati et canonicis et eorum successoribus imperpetuum in puram et perpetuam elemosinam adeo libere, quiete, plenarie et honorifice, cum omnibus libertatibus, commoditatibus, asiamentis et iustis pertinentiis suis sicut aliqua elemosina in regno nostro Scotie liberius, quietius, plenius et honorificentius tenetur et possidetur. In cuius rei testimonium presenti carte nostre sigillum nostrum precipimus apponi; testibus, Barnardo abbate de Abirbrothok cancellario nostro, Jacobo de Douglas, Alexandro Senescallo, Gilberto de Haya et Roberto de Keith, militibus, apud Edinburgh, quarto die Marcii anno regni nostri decimo.

224. Donatio centum petrarum casei de Tullymurthac.

TULLYMURTHAC.

Alexander Dei gracia rex Scotorum, omnibus probis hominibus totius terre sue, clericis et laicis, salutem: Sciant presentes et futuri nos dedisse, conces-

sisse et hac carta nostra confirmasse Deo et beate Marie de Cambuskynneth, et canonicis ibidem Deo seruientibus et imperpetuum seruituris, viginti, cowgall casei percipiendas singulis annis de firma terre nostre de Tulymurthac, per manus eius qui pro tempore fuerit vicecomes noster de Striueling, pro viginti cuddrinis casei quas percipere consueuerunt de ballia de Striueling ex donatione regis Dauid et ab antecessoribus nostris eisdem canonicis confirmatas, sicut plenius continebatur in magna carta eis super hoc confecta: Tenendas et habendas dictis canonicis in puram et perpetuam elemosinam adeo libere, quiete, plenarie et honorifice sicut aliqua elemosina ab aliquibus religiosis viris in tota terra nostra liberius, quietius, plenius et honorificentius tenetur vel possidetur: Quare volumus vt ille qui pro tempore fuerit vicecomes noster de Striueling dictis canonicis singulis annis habere faciat viginti cougall casei de firma predicta de Tullymurthac: Testibus, A. episcopo Morauiensi, G. episcopo Dunkeldensi, W. de Bond(ington) cancellario, Wilelmo (Waltero?) filio Alani Senescalli iusticiario Scotie, W. Olifard iusticiario Laudonie, Philippo de Moubray, Rogero Auenell, apud Striueling, quinto decimo die Januarii, anno regni Domini nostri regis nonodecimo. TULLYMURTHAC

225. Testimoniale regium pro abbate contra episcopum Dunkeldensem.

Robertus Dei gratia rex Scotorum, vniuersis et singulis ad quorum noticias presentes litere peruenerint, salutem: Quia pium est et meritorium testimonium perhibere veritati, et maxime in casu quo occultatio veritatis preiudicium seu grauamen poterit generare innocenti, hinc est quod vobis notum facimus per presentes quod nec venerabilis pater abbas monasterii de Cambuskynneth fecit vel ordinauit reuerendum in Christo patrem episcopum Dunkeldensem causa aliquali coram nobis trahi in judicium, nec tractus fuit idem dominus episcopus coram nobis causa sui judicialiter, nec vndecimo die mensis Februarii vltimo elapso quando ambe partes episcopus Dunkeldensis TESTIMONIALE.

TESTIMONIALE

et abbas de Cambuskynneth coram nobis accesserunt in vestiario fratrum predicatorum de Perth eorum causa vel occasione judicialiter sedebamus: et hoc omnibus quorum interest vel interesse poterit notum facimus per presentes. Datum sub sigillo nostro secreto apud Dundonnald, vigesimo octauo die mensis Marcii anno regni nostri quinto.

QUARUMQUIDEM cartarum et euidenciarum transumpto in forma libri vt superius in exordio continetur redacto, et subscriptione manuali dilecti consiliarii nostri magistri Jacobi Foulis de Colintoune nostrorum registri consilii et rotulorum clerici singillatim subscripto, volumus, precipimus et mandamus quod tanta et similis fides imposterum adhibeatur ac si in acto et libris dicti nostri consilii singule insererentur: In quorum omnium et singulorum fidem et testimonium premissorum huic presenti transumpto, in formam libri vt dictum est redacto et subscriptione manuali prefati clerici nostri vt premittitur subscripto, magnum sigillum nostrum precepimus apponi; testibus, reuerendissimo reuerendisque in Christo patribus Gawino Glasguensi archiepiscopo cancellario nostro, Wilelmo episcopo Abirdonensi thesaurario nostro, Jacobo episcopo Rossensi, dilectis consanguineis nostris Jacobo comite Arranie domino Hamiltoune, Archibaldo comite de Ergile domino Campbell et Lorne, magistro hospicii nostri, Hugone comite de Eglintoune domino Montgomery, venerabilibus in Christo patribus, Patricio priore ecclesie metropolitane Sanctiandree, Dauid abbate monasterii nostri de Abirbrothok nostri secreti sigilli custode, dilectis familiaribus nostris Thoma Erskin de Breichin secretario nostro, Jacobo Coluile de Estwemys nostrorum compotorum rotulatore et nostre cancellarie directore, militibus, et magistro Jacobo Foulis de Colintoune nostrorum rotulorum registri ac consilii clerico, apud Edinburgh, vicesimo quarto die mensis Julii anno Domini millesimo quingentesimo trigesimo quinto et regni nostri vicesimo secundo, etc.

ABSTRACT OF THE REGISTER OF CAMBUSKENNETH.

Page

Letters by King James the Fifth of Scotland, setting forth that a petition had been presented to the Lords of Council on behalf of Alexander, Abbot of Cambuskenneth, President of the Session, and of the convent of the said abbey, stating that the charters and evidents belonging to them, hitherto kept in the abbey, which stood in a damp situation, had already suffered much from damp and mildew ; that the seals, writing, and parchments were perishing, and that unless some remedy was at once applied they would soon be entirely destroyed, to the great and irreparable loss of the convent ; and craving that, in these circumstances, the said charters and evidents might be copied on parchment in the form of a book, and authenticated by the signatures of the Council and Clerk Register, and by the King's seal : That the Lords of Council, after due intimation of the said petition, and citation of all having interest to compear before them on the 24th July (1535), on that day, after further calling of parties at the door of the Court in a loud voice, ordained that a copy should be made in terms of the petition, and that this copy should be of the same force in all time coming as the original writs, and as if each of them was separately inserted in an Act of His Majesty's Council made thereanent. Among the Lords of Council present were Gavin Dunbar, Archbishop of Glasgow, Chancellor of Scotland, and James Hay, Bishop of Ross, ... 1

The evidents above referred to are 225 in number, and consist of—

1. Confirmation by William (Fraser), Bishop of St. Andrews, of the grant by Gilbert Lord of Fourgy to the church of St. Mary of Cambuskenneth, and canons thereof, in pure and perpetual alms, of that piece of land in Arringrosk which formerly belonged to Ledereth, lying near the house

ARRINGROSK

ARRINGROSK.

Page

which then belonged to the priest, with the patronage of the church of Arringrosk ; and, out of compassion for the poverty of the Monastery, granting the whole fruits and income of the said church, after the death or resignation of the rector then in possession, to the said canons for their own proper uses for ever. Dated at Wedall, Wednesday next after the Feast of the Exaltation of the Holy Cross, (17th September) 1281, 3

2. Resignation by Ralph Lord of Synmerdsburn, rector of the church of Arringrosk, of all his right in the said church, in which he had been canonically instituted on the legal presentation of the deceased Duncan Lord of Fourgy. Sealed with the granter's seal, and dated at St. Andrews, Tuesday before the Feast of St. Luke the Evangelist, (13th October) 1282, 4

3. Warrant by Boldred, official of the Bishop of St. Andrews, to the Dean of Fife and Fothrick, proceeding on the foregoing confirmation and resignation, charging the Dean to repair to the church of Arringrosk, accompanied by two or three of the neighbouring chaplains, and to give the Abbot of Cambuskenneth institution and corporal possession thereof, in name of his church. Dated at St. Andrews, Monday next after the Feast of St. Dionisius, Martyr, (12th October) 1282,..... 4

4. Confirmation by John, Prior of the cathedral church and convent of St. Andrews, of the foregoing grant by Gilbert Lord of Fourgy, to the Abbey of Cambuskenneth, of that portion of land which formerly belonged to Ledereth, with the patronage of the church of Arringrosk. Dated at St. Andrews, Monday next after the Translation of St. Augustine, Bishop, (7th September) 1282, ... 5

5. Gift by Henry of Freslay, lord of Fourgy, to the Abbot and convent of Cambuskenneth, in return for the benefits and honours conferred by them on himself and his predecessors, and for the salvation of his soul, of the mill of Arringrosk, and two acres of land adjacent to it, in pure, free and perpetual alms, under reservation of an annual pension of four shillings sterling, assigned to the Abbey of Culueros (Culross) by his predecessors : The granter binding himself and his heirs not to erect any new mill, or set up any building or other work disadvantageous to the

Page

ARRINGROSK.

Abbot and convent: and likewise to compel his tenants of Arringrosk, Conlony, and Newtoun to come to the mill, and pay for multure the sixteenth sack of grain, dry and wet; the tenants of Petillocis to pay the twenty-fourth sack for multure; those of Beyn and Cathehill to satisfy as they were bound; and those of Baleward (Balvaird), unless they or their master could show that they were not bound to come to the mill: The granter and his heirs were to pay a sixty-fourth sack for multure of grain from land cultivated at their own expense; but in the event of their letting this land, the tenant was to pay a sixteenth sack for multure: The granter further bound himself and his heirs to compel those who owed suit to the mill to repair or reconstruct the same, and the dam and stream thereof, when it should be necessary to do so, under the pain of suspension or excommunication by the Archdeacons of St. Andrews and Dunblane for the time being, if they should fail in the observance of all and sundry the premises. Sealed with the seals of the Archdeacons of St. Andrews and Dunblane, and dated at Cambuskenneth, the sixth day before the calends of August (27th July) 1295, 6

6. Confirmation by King Robert the Bruce of the grant by Sir William of Freslay, knight, lord of Fourgy, to the Abbot and convent of Cambuskenneth, of the mill of Arringrosk, with two acres of land adjacent: To be held by them and their successors for ever, in free, pure and perpetual alms, as freely as the charter of the said William made to them thereupon bore. Sealed with the King's seal, and dated at Glasgow, 10th June, in the 19th year of the King's reign (1324). Among the witnesses were Barnard, Abbot of Arbroath, Chancellor, and Walter the Steward of Scotland, ... 9

7. Memorandum of the Sasine given by Henry of Freslay, lord of Arringrosk and of Fourgy, in presence of the Archdeacon, the lord of Guthilgurdy, and others, to Patrick, Abbot of Cambuskenneth, in his own name and that of his convent, of the mill of Arryngrosk, with two acres of land adjoining it, which the said Henry granted to them in pure and perpetual alms. Dated at Arringrosk, Sunday next after the Feast of St. Michael the Archangel, (2d October) 1295,..... 9

8. Charter by William of Freslay, lord of Fourgy, knight, to the Abbot and convent of Cambuskenneth, confirming the charter No. 5, and in nearly

ARRINGROSK.

Page

the same terms, except that the tenants of Arringrosk and Condolan are freed from the burden of repairing and rebuilding the mill, mill-dam and stream. Dated at Cambuskenneth Friday next after the Feast of the Purification of St. Mary the Virgin, (4th February) 1323,..... 10

9. Letters by Gavin Dunbar, Archdeacon of St. Andrews, principal judge in that part under the submission and appointment of the deceased Henry of Freslay, lord of Arringrosk and of Fourgy, for himself and his heirs, directed to the clerks, presbyters, and notaries public within the diocese of St. Andrews, setting forth that the tenants of Arringrosk, Conlony or Condland, Newtoun, Pettilloch, Cathcochill, Beyn, Balward and Fourgy, and of Lethame and Hethame, newly-erected pendicles formed out of the old lands of Fourgy, had been warned by the granter's letters-patent, under the pain of excommunication, to pay to the mill of Arringrosk, and to Richard Hay, tenant thereof, the multures due by them respectively, and to bring to the mill their crops and grain, wet and dry, unless they could allege some reason why they should not be compelled to do so; and that the said tenants, and also Margaret Barclay, spouse of Sir Andrew Murray, knight, dwelling on the lands of Balward, for her interest, as heir of Henry Freslay and lady of the lands of Arringrosk and Fourgy, had been cited to a certain day and place respecting the unjust erection of the mill of Balward (Balvaird) within the bounds of the lordship of Fourgy, to the prejudice of the Abbot and convent of Cambuskenneth with respect to the said multures; that the said Sir Andrew Murray, knight, had compeared before the Archdeacon, and produced an older charter, in which no mention was made of the said multure; and that because from the charter of the said Henry Freslay, produced on behalf of the Abbot and convent, it appeared that the tenants of the lands were bound to come to the mill of Arringrosk to pay their respective multures, as expressed in the charter, that Sir Andrew and Margaret, his spouse, had no right to erect the mill of Balward; the judge deemed that the case set up by them was null, unreasonable, and irrelevant, and that they and the tenants of the lands foresaid had incurred the penalty of excommunication; nevertheless, being desirous to act with mildness towards them, he commanded

Page

ARRINGROSK

the said clerks, presbyters, and notaries public, to warn again Sir Andrew and Margaret, three times and peremptorily, that within the space of nine days they should, at their own expenses and charges, demolish the mill of Balward, and similarly to warn the tenants of the said lands forthwith to bring their grain to the mill of Arringrosk, and pay the multures due thereto for past and future terms, on pain of the greater excommunication. Dated at Perth, 2d December 1513,..... 13

10. Letters by Hugh Spens, Professor of Theology, Provost of the Collegiate Church of St. Salvator, judge constituted by the Apostolic See, setting forth that letters by Pope Leo the Tenth had been directed to him and to David Spens, Canon of Moray, in which it was stated that a petition had been presented to his Holiness by Andrew Murray of Balvaird, and the tenants of the lands specified in the preceding letters (No. 9), stating that the Abbot and convent of Cambuskenneth had falsely asserted that the petitioners were bound to pay multure to the mill of Arringrosk, and that the Archdeacon of St. Andrews, who acted as judge in the cause without apostolic delegation, had at least tacitly repelled the petitioners' pleas and defences, which were relevant and admissible in law, and had pronounced an unjust sentence against them, whereupon the cause had been appealed to the Apostolic See, and that therefore his Holiness directed the said Hugh and David Spens to summon witnesses, hear the parties and decern; that after various proceedings had taken place, a compromise had been effected between the parties with the sanction of the judge, whereby, *inter alia*, the defenders ratified the grants by Henry of Freslaw to the Abbot and convent of the mill of Arringrosk, with two acres of land adjoining, reserving an annual rent of four shillings from the mill to the Abbey of Culross; and firmly agreed not to erect of new a mill or other building disadvantageous to the pursuers, and to compel the tenants of Arringrosk, Condland, Petilloch, Forgy, Heithame, Lethame, and Fosterseyt to pay to the mill the twenty-fourth sack for dry multure, and to contribute to the repairing of the mill, stream, dam, etc.; and further, that they would not in future receive the grain of the lands of Newtoun to be ground at their mill of Balward; and would assist the Abbot and convent in collecting

Page

ARRINGROSK.

the predial and personal teinds of the church of Arringrosk ; while the pursuers on their part agreed that the mill of Balward should be allowed to stand as it then was, and that the multure of the lands of Balward, Beyn, and Cathochill should belong to it. Dated at St. Andrews, 21st November 1521, ... 15

11. Bull by Pope John (the Twenty-first) directed to the Abbot and convent of the Abbey of Cambuskenneth, confirming the grant made to them by William of Freslaw, lord of Fourgy, in the diocese of St. Andrews, for the welfare of the souls of himself and his parents, of the mill of Arringrosk with two acres of land adjoining it, with all the rights of the same, as more fully contained in the letters-patent made thereupon. The bull threatens those who shall dare to infringe its provisions with the indignation of Almighty God, and of St. Peter and St. Paul, his apostles, and is dated at Avignon, . . . before the calends of November, in the 13th year of the Pope's Pontificate (October 1328,)..... 23

ALVETH.

12. Charter by Richard (Inverkeithing,) Bishop of Dunkeld, granting to the church of St. Mary of Cambuskenneth, and to the canons serving God there, the church of Alveth (Alva) with all its just pertinents in perpetual alms : To be held as freely, peaceably, and honourably as any church was held in his diocese, saving the right of the bishop. One of the witnesses was Brice, Prior of the isle of St. Colme. [*circa* 1260,] 23

13. Permission granted by Richard (Inverkeithing,) Bishop of Dunkeld, with consent of his Dean and chapter, to the Abbot and convent of Cambuskynneth, on account of the poverty of the convent and the smallness of the church of Alveth to serve it by a chaplain, to be presented to the Bishop and his successors, instead of appointing a vicar ; reserving to the Bishop and his successors their ancient rights. Dated at Dunkeld, Friday next after the Feast of All Saints, (5th November) 1260, ... 24

14. Grant by Alexander Lord of Striueling, knight, for the salvation of the souls of himself and his predecessors and successors, to God and St. Mary and St. Servan, and to the church of St. Servan of Alveth, for ever, of an acre of land in the town of Alveth, near the spring of St. Servan, and between the spring and the church, with free ish and entry : To be held in free, pure, and perpetual alms by the rectors of the church,

Page

ALVETH

as an endowment thereof, as freely as the endowment of any church could be held. Amongst the witnesses to this grant was Robert, (de Prebenda,) Bishop of Dunblane, who consecrated the church on the Sunday next after the Feast of St. Scolastica, Virgin, (14th February) 1272, when the granter in person endowed the church,..... 24

15. Grant by Hugh, (de Sigillo,) Bishop of Dunkeld, to the church of St. Mary of Stirling, and the canons serving God there, professing the rule of St. Augustine, confirming the grant of the church of Alveth made to them by Richard and John, his predecessors, and extending that grant so as to enable the canons to apply the fruits of the said church to their own private use, as they should deem most expedient; and empowering them to present to the bishops of Dunkeld and their successors chaplains who should serve the said church for the time, and be answerable to the bishop for the care of the people, but should account for the temporalities of the church to the canons if they preferred it. [*circa* 1180,] 25

16. Charter by King William (the Lion,) granting and confirming to the church of St. Mary of Stirling, and to the canons serving God there, the church of Alveth, with the teinds of every kind and all the just pertinents of the said church: To be held as freely and peaceably, in free and perpetual alms, as their other churches were held. Given at Stirling, [*circa* 1180,] 26

17. Notarial Instrument narrating an appeal to the Apostolic see by William of Blackburn, Abbot of Cambuskenneth, for himself and his Abbey, craving dimissory letters on the ground that Robert, Bishop of Dunkeld, had personally visited the churches of Lecro (Lecropt) and Alveth on the 17th and 18th January preceding, with a large train, the expense of the visitation being defrayed by the appellant and his abbey on account of procuration, and that, notwithstanding, the bishop by his letters-patent ordered the whole fruits of the said churches to be sequestrated in the hands of laymen, and on the 9th February then current had warned John of Conynghame and John of Zare, the receivers of said fruits, to collect them in future and keep them in their own hands, accounting to no one for them, except for the necessary expenses for the service of the said churches, and to answer faithfully to the Bishop himself for the rest, upon pain of

Page

ALVETH. excommunication ; and had also warned the parochial chaplains of the said churches not to perform divine service within the same beyond fifteen days from that date ; and likewise that they should reside near their churches, and have manses or lodgings to reside in before the Feast of Easter next thereafter, although the church of Lecro never had a manse attached thereto, and the appellant had no ground on which to erect one : in consequence of all which proceedings the appellant felt that himself and his abbey, chaplains, and receivers of fruits foresaid, were unduly oppressed by the Bishop. Done in the parish church of Perth, 13th February 1394, ... 26

HARTH 18. Charter by King William (the Lion) to the church of St. Mary of Stirling, and to the canons serving God there, of a full toft in the King's burgh above Harth (Airth) : To be held in free and pure and perpetual alms as freely as any religious house held any toft in the King's foresaid burgh above Harth. Dated at Stirling, 29th September, [*circa* 1214,] 29

ALWAY. 19. Letters by Henry (Wardlaw,) Bishop of St. Andrews, to the parish chaplain of the church of Clackmannan, wherein, after narrating that the parishioners of that church had, notwithstanding repeated applications from the Bishop, refused to contribute towards the repairs of the church, alleging as their reason that the inhabitants of the lordship of Alway (Alloa) would not contribute along with them, he states that, after full discussion of the matter with persons of skill, he had found that those dwelling on the lordship of Alway were bound to contribute along with the rest of the parishioners for the repairs of the church of Clackmannan, and therefore charges the chaplain to warn the parishioners, and especially those residing on the lands of Alway, to begin the repairs of the said church within thirty days, and to continue until they were fully executed, on pain of excommunication ; and directs that, in the event of the recusants lying under excommunication for nine days, with hardened minds, the church of Clackmannan, and the chapels and oratories within the parish should be placed under ecclesiastical interdict, and that no divine service should be performed or sacraments administered within the same, excepting the absolution of the dying and the baptism of infants. Dated at St. Andrews, 20th May 1409,..... 29

Page

ALWAY

20. Letters of Acquittance by King James (the Fourth,) under the Great Seal, to Henry, Abbot of Cambuskenneth, for all sums of money, compositions, wards, reliefs, marriages, extracts of Justiciary and Exchequer, fines of sheriff and bailie courts, and for all his other intromissions while he held the office of Treasurer to his Majesty, of all which intromissions he had rendered a good, full and faithful account: The King also acknowledges the receipt of all jewels, precious stones, gold and silver, coined and uncoined, and of all goods whatsoever committed to the Abbot's custody as treasurer foresaid. Dated at Stirling, 16th August 1495,..... 31

21. Notarial Instrument, narrating that Patrick, Abbot of Cambuskenneth, in his own name, and on behalf of his Abbey and convent, appeared in presence of a notary and witnesses, and gave in to be received by the notary a decreet-arbitral, dated 6th April 1401, by David Flemyng, lord of Bigar, John of Levingstoun, lord of Calentar, knights, and others, as arbiters chosen in a cause moved between the said Abbot and convent, on the one part, and Sir Thomas of Erskin, knight, lord of that Ilk, on the other part, respecting the service of the chapel of Alway, which Sir Thomas declared should be performed for the said chapel by the Abbot, as perpetual vicar of Clackmannan, whereby the arbiters ordained that the Abbot and convent should consent that the canon or priest serving in the vicarage of Clackmannan should serve in the chapel on Lord's days and festival days, in the manner hitherto in use, if the license of the Bishop of St. Andrews was procured by Sir Thomas and the inhabitants of his lordship, and others frequenting the chapel. Done at Cambuskenneth, in the chapter house thereof, 15th May 1401, ... 32

ARRINGROSK.

22. Charter by Margaret Berclay, lady of the frank tenement of the lands and barony of Arringrosk, Andrew Murray, knight, her spouse, and David Murray, knight, their son, lord of the fee of the said barony, for the praise, glory, and honour of the indivisible Trinity, the most glorious Virgin, and St. Columba the Abbot, patron of the parish church of Arringrosk, granting and confirming to God, the Virgin Mary and St. Columba, and to Sir William Mailuile, priest, and his successors performing masses at the said church, an annualrent of fourteen merks from the said lands and barony

Page

ARRINGROSK.

of Arringrosk, and from any part thereof, for the support of the said Sir William and his successors, chaplains there ; also two acres of land adjoining the cemetery of the said church, on the south side of the road leading from the cemetery to the town of Arringrosk, for the manse, gardens and buildings of the said Sir William and his foresaids, for performing masses for the souls of King James the Fourth, and of his most noble progenitors and successors, and for the souls of the granters and of their parents, their ancestors, and their heirs and successors, and of all the faithful dead : To be held by the said Sir William Mailuile, and his foresaids, in pure and perpetual alms and in property for ever, as freely as any annual-rent or any land was or could be held by any one for pious uses within the realm of Scotland, on condition of performing masses, etc., at the high altar of the said parish church: Provided that if in course of time divine worship should be celebrated in the church with greater pomp, and the services should be performed with the Gregorian chant or in collegiate form, the said Sir William and his successors should be prepared to sing with the others, and to live in college with them; provided also that the chaplains should be constantly resident, the granters reserving power to themselves and their heirs, if a chaplain should be absent for one month in the whole year, even at different times, to appoint another chaplain of suitable qualifications in literature and Gregorian singing,—the Abbot of Cambuskenneth having power to appoint, in case the chaplainry remained vacant for forty days. Dated at Cambuskenneth, and at Balward, 1st October 1527, ... 34

BULLS.

23. Bull by Pope Eugene (the Third), directed to William, Abbot of the church of St. Mary of Stirling, and the friars regular thereof, in which his Holiness, moved by the petition of Robert, Prior of St. Andrews, takes the said church under his own protection and that of St. Peter, and ordains that the canonical order of Arrosia, instituted there by the said Abbot, with the counsel and assistance of Robert, Bishop of St. Andrews, should be inviolably preserved for ever, and confirms to the Abbot and convent all the possessions and goods which they have or may acquire by the permission of pontiffs, by the liberality of kings and princes, or by the offerings of the faithful ; naming particularly the land of Dum-

bodelin, with the waters, and the land of Cambuskenneth, with the fishing and net in the water, and the land of Collyn, with the wood and the teind of the King's lordships of Stirling, and forty shillings of the King's rents and the cane of one ship: forbidding all disturbance of the said church or abstraction of its possessions, and threatening those who contravene the bull with everlasting perdition. Dated at Altisiodore, the third day before the calends of September (30th August), 1147,..... 38

24. Bull by Pope Alexander (the Third), directed to Alfred, Abbot of the church of Stirling, and the friars regular thereof, taking the said church under his own protection and that of St. Peter, and confirming to the Abbot and friars and their successors all the possessions and goods which then belonged to the said church, or which it might in future acquire by the permission of pontiffs, by the liberality of kings or princes, or by the offerings of the faithful; naming in particular the church of Clackmannan with forty acres of land; the priest's toft in the said town; the church of Egglyge, by the gift of the King of Scots; the town of Ketilstoun, with its pertinents, and the teinds of all the King's pleas and gains of Stirling and of Stirlingshire, and of Calentare (Callander); one toft in the King's burgh of Stirling, another toft in Linlithgow, and the liberties and customs granted to them and their people by the said King; fifty shillings of the cane of Perth; the mill of Clackmannan, except the multure of the King's table as often as he came to that town, and the multure of the private table of the provost of that town; the land of Cambuskenneth; the fishing between the said land and Polmase, and one net in the water; also the land of Collyn, with the wood and pertinents; the land of Tulybethwyn, which is between the water of the said land and the land of Logyn; forty shillings of the King's rent of Stirling and the cane of one ship; one saltpit, and as much land as pertains to one of the King's saltpits; the teind of his lordships of Stirling; the island between Polmase and Tulibody; one full toft in the King's burgh of Inverkething; also the free right of burial in that place to those who desired to be interred there, unless they were excommunicated or interdicted persons,—reserving the right of parish churches: Debarring any one from

BULLS

Page

presuming to exact teinds from the Abbot and friars, in respect of fallow lands in their own hands, or of food for their beasts; and providing that on the death of an abbot no one should be appointed by craft or violence, but that one should be chosen by the friars, or the more prudent part of them, according to the rule of St. Augustine; forbidding all disturbance of the said church, or abstraction of its possessions, and threatening with excommunication and the Divine wrath any one who should contravene the bull. Dated at Siena, the nones (5th) of December 1164, 40

25. Bull by Pope Celestine (the Third), directed to Nicholas, Abbot of the church of St. Mary of Stirling, and the friars regular thereof, declaring that he took the said church under his own protection and that of St. Peter, and confirming to them and their successors all the possessions then belonging to the said church, or which it might in future acquire, naming in particular the site of the church; the town of Cambuskenneth, the land of Collyn, the land of Carsyn and Badyndeth, with the wood assigned to them; Tulibotheuyn; the island called Redinche, between Tulybotheuyn and Polmase; the town of Ketilstoune, with the mill; the land which lies on the bank of the Forth between Pulmille and the road leading down from Stirling to the ships; a full toft in the burgh of Stirling, and another toft in the burgh of Linlithgow; the cane of one ship at Stirling; one net in the water of Forth; twenty "cudrumis" of cheese from the King's rent at Stirling; forty shillings from his Majesty's rents in that town; one saltpit, and as much land as pertains to one of the King's saltpits; the church of Clackmannan, with forty acres of land, and with its chapels and the chaplain's toft in the town of Clackmannan; the fishings of Carsyn and of Tulybotheuyn; certain privileges with respect to tolls and customs; the fishing between Cambuskenneth and Polmase; the half of the hides, fat and tallow of the animals slaughtered for the King at Stirling—the gifts of King David: the mill of Clackmannan, excepting the multure of the King's table, as often as he should come to the said town, and excepting the multure of the table of the King's provost in the said town; and fifty shillings of the cane of Perth—the gifts of King Malcolm: one full toft in the town of Perth; the church of Kynclethuyne (Kinclaven), with its lands and other

Pius BULLS

pertinents; the church of Tulycultri; the church of Kincardin, with the land assigned thereto; the church of Glennylefe (Gleuisla)—the gifts of King William: one full toft in the burgh of Carraill, and a half carucate of land, with common pasturage, in Petcorthyn, and one merk of silver of her rent of Carel; and one full toft in the burgh of Hadingtoun—the gifts of the Countess Ada: the church of Egglis, with the chapels of Dunypas (Dunipace) and of Lethberth (Larbert), and its other chapels and oratories—the gift of Robert, Bishop of St. Andrews: the church of Alweth—the gift of Richard, Bishop of Dunkeld: one full toft in the burgh of Renfrew, and one fishing in the water of the said town—the gift of Alan, son of Walter: a half carucate of land, with the meadow belonging to the same, in Balcormok, and pasturage of five hundred sheep, and twenty cows, and one yoke of oxen—the gift of Philip of Lundyn and his son Walter: one carucate of land in the town of Bynnyn—the gift of William of Lindesay: the church of Kirkintulach, with a half carucate of land granted and confirmed by Jocelin, Bishop of Glasgow, and William, son of Thorold, and confirmed by the King: and two oxgates of the land of Donypas—the gift of Gilbert of Umfraville: This bull also forbids any one to exact teinds from the Abbot and friars in respect of fallow lands in their own hands or of food for their beasts, and grants them the privilege of offering an asylum to those fleeing from the world; and it prohibits the brethren leaving the abbey after profession, without permission of the Abbot, except for the purpose of entering a convent of stricter rules. It grants to the Abbot and friars the right of choosing priests for their parish churches, and presenting them to the bishop of the diocese for induction, if found qualified, and to the friars the right of choosing their abbots; also the right of free burial in that place to such as, from feelings of devotion, should desire to be interred there. Dated at the Lateran, the third day before the ides (13th) of May 1195,..... 42

26. Bull by Pope Innocent (the Third), directed to the Abbot and canons of St. Mary of Cambuskenneth, declaring that he took the said church under his own protection and that of St. Peter, and confirming to the said Abbot and canons all the goods then belonging to them, or which they might in

BULLS

Page

future acquire ; and, particularly, the church of Kirketoun and the church of Clackmanan, with the chapels, teinds, lands, and all their pertinents ; also the church of Kincletheuin, the church of Tulycultrane, the church of Kincardin, the church of Blaire, the church of Glenilef, the church of Alueth, the church of Kirkintulach, the church of Crelyn, the church of Tulebotheuin, with all the possessions and pertinents thereof ; the town of Cambuskenneth and the town of Ketellestun, with the mill thereof : the land of Collin, the land of Carsin and of Badendath, with the wood thereof ; Tulybotheuin, and the island which is called Redinche, situated between Tulybotheuin and Polmase ; the land near the bank of the Forth between Polmilna and the road leading down from Stirling to the ships ; one full toft in the burgh of Stirling, and another toft in Linlithgow ; the cane of one ship at Stirling ; one net in the water of Forth ; twenty "cudermis" of cheese of the King's rent at Stirling ; one saltpit and as much land as pertains to one of the King's saltpits ; the fishings of Carsin and of Tulebotheuin ; the immunities in regard to tolls and customs which King David and his successors granted to the monks and the people of their lordships ; forty shillings of the King's rent in Stirling ; the fishing between Cambuskenneth and Polmase ; the half of the hides, fat and tallow of animals slaughtered for the King at Stirling ; the mill of Clackmannan ; fifty shillings of the King's cane at Perth, one full toft in the same town, and one full toft in the burgh of Karel ; a half carucate of land with common pasturage in Petcorthin ; one full toft in Haddington ; one merk of silver in Karel ; the teinds of all the King's pleas and profits of Stirling and Stirlingshire and of Kalentar ; the teinds of the farm (or rent) of the King's lordships of Stirlingshire ; one full toft in Renfrew, and one fishing in the water of the said town ; the whole land of Duueglin ; one carucate of land in Byning ; four oxgates of the land of Lundin, with the meadow and easements thereof ; one toft in the burgh of Ayr ; two oxgates of land in Donypas, and two oxgates of land in the town of Innermethin. Given at the Lateran, the day before the nones (6th) of May, in the tenth year of the Pope's Pontificate, [1207.] 47

27. Bull by Pope Innocent (the Third), directed to the Abbot and convent of

Page BULLS

Cambuskenneth, confirming all the liberties and privileges granted to them by his predecessors, Roman Pontiffs; and also the liberties and exemptions from secular exactions reasonably granted to them by kings and princes, and other faithful persons. Dated at Lyons, the sixth day before the calends of August (27th July), in the fourth year of the Pope's Pontificate, [1201,] 48

28. Bull by Pope Clement (the Fourth), directed to the Abbot and convent of the Abbey of Cambuskenneth, granting to them the privilege of claiming, receiving, and freely retaining, saving the rights of third parties, the possessions and other goods, moveable and immoveable, of the brethren of the convent, accruing to them by succession, or any other just title by which such persons themselves could have possessed them had they remained in the world. Dated at Poictiers, the fifteenth day before the calends of February (18th January), in the third year of the Pope's Pontificate, [1268,] 49

29. Bull by Pope Clement (the Fourth), directed to the Abbot and convent of the Abbey of Cambuskenneth, taking under his protection and that of St. Peter their persons and the place of which they were in possession, with all the goods which belonged, or which should in future belong, to them; and, especially, confirmed to them by his apostolic authority the lands, possessions, houses, meadows, pastures, woods, fishings, farms, and other property belonging to them. Dated at Poictiers, the nones (5th) of January, in the third year of the Pope's Pontificate, [1268,] ... 50

30. Bull by Pope Clement (the Fourth), directed to the Abbot and convent of the Abbey of Cambuskenneth, by which, in consequence of a statement made to him on their behalf, to the effect that some clergymen and ecclesiastics, both regular and secular, and laymen, alleging ground of question against the said Abbot, presumed, under pretext of custom, to seize, keep in pledge and detain, sometimes the canons, sometimes the converts, and the animals and other goods of the said abbey until such questions were settled to their satisfaction, his Holiness debarred all persons from molesting those connected with the said abbey in their persons or property, except by order of law. Dated at Poictiers, the fifteenth day before the

BULLS.

Page

calends of February (18th January), in the third year of the Pope's Pontificate, [1268,] 50

31. Bull by Pope Innocent (the Third), directed to the Abbot and convent of Cambuskenneth, by which, at the request of the beloved son of William of Lindesay, and of other messengers of his dearest son in Christ, the illustrious King of Scots, his Holiness, anxious to provide for the future peace of the Abbot and convent, and of their church, granted that they should not be compelled to receive or to provide in pensions or other ecclesiastical benefices any one, even by the authority of the apostolic see, without a special mandate of the said see making mention of this indulgence. Dated at Lyons, the sixth day before the calends of August (27th July), in the fourth year of the Pope's Pontificate, [1201,] 51

32. Bull by Pope Benedict (the Thirteenth), directed to Patrick the Abbot and to the convent of the Abbey of Cambuskenneth, granting to the Abbot and his successors the right freely to use the mitre, seal-ring, and other pontifical insignia, and likewise to bestow the solemn benediction after mass and after vespers and matins in the abbey and the priories subject thereto, and in parochial and other churches, though not fully subject to them, when there was no bishop or legate of the apostolic see present. Dated at Saone, the eleventh day before the calends of April (22d March), in the twelfth year of the Pope's Pontificate, [1406,]..... 52

33. Bull by Pope Clement (the Seventh), directed to the Bishop of Glasgow, setting forth that it had come to the hearing of his Holiness that the Abbot and convent of the Abbey of Cambuskenneth and their predecessors had granted teinds, rents, lands, houses, granges, fishings, meadows, pastures, mills, pensions, and other property belonging to the Abbey, to sundry clergymen and laymen, to some in liferent, to others on long lease, and to some for ever, to the great injury of the Abbey, and charging the Bishop to revoke, by apostolic authority, all such grants as he should find to have been illegally made. Dated at Avignon, the third day before the calends of March (27th February), in the second year of the Pope's Pontificate [1380,].. 53

34. Bull by Pope Clement (the Seventh), directed to the Abbot of the Monastery of Cambuskenneth, in consequence of a petition by the latter setting forth

Page

BULLS

that some canons and converts of the said abbey for violent laying of hands on themselves, and some for the detention of property, others for refusing obedience to the Abbot and his predecessors, or for conspiracy, had been excommunicated, giving power to the Abbot to absolve such persons from the sentence of excommunication, with the exception of the said layers on of hands, who were to be sent to the apostolic see for absolution. Dated at Poictiers, the nones (5th) of January, in the third year of the Pope's Pontificate, [1381,] 54

35. Bull by Pope Eugene (the Fourth), directed to the Bishop of Dunblane, setting forth that it had come to the hearing of his Holiness that Patrick, Abbot of Cambuskenneth, and his predecessors had granted teinds, lands, houses, privileges, farms, fishings, castles, towns, cottages, meadows, woods, mills, rents, and other property belonging to the abbey, to certain clergy and laymen, to some in liferent, to some on long lease, and to others for ever, in farm or for an annual payment, to the great injury of the abbey, and charging the Bishop to revoke all such grants as he should find to have been illegally made. Dated at St. Peter's, at Rome, the day before the nones (4th) of June, 1433, ... 55

BALCORMOK.

36. Charter by Walter, son of Philip of Lundin, granting to the Abbot and canons of the church of St. Mary of Stirling, four oxgates of land, with a full toft in the town of Balcormok, and common pasturage of the granter's whole land, whoever might hold it, wherever his own animals or those of his servants grazed, namely, for 500 sheep and 20 cows and one yoke of oxen, and horses and others belonging thereto, and the proper multure of the lordship, and three acres of meadow, as the granter had perambulated them, for the welfare of his soul and the souls of his father and his ancestors: To be held of the granter and his heirs in perpetual alms as free from all secular service as any alms in the whole land. [*circa* 1178,] 56

37. Charter by Thomas, son of Walter of Lundin, confirming to the Abbot and canons of the church of St. Mary of Stirling the four oxgates of land, with the toft in the town of Balcormok, and others mentioned in the immediately preceding charter. [1195-1214,] 56

Page

BALCORMOK 38. Charter of Confirmation by King William (the Lion) of the charter No. 36, *supra*, by Walter, son of Philip of Lundin, to the canons of the church of St. Mary of Stirling, of four oxgates of land with the toft in Balcormok, etc. Dated at Stirling, [1180-1214,] 57

BERWICK 39. Charter in the form of Indenture by John of London, Mayor of Berwick-on-Tweed, setting forth that the Abbot and convent of Cambuskenneth had received annually in times of peace, and were entitled to receive, from a certain piece of land in St. Mary's Street in the town of Berwick, lying between the land of the deceased Thomas Stremiston on the west part, and the land of the deceased William Caldronar on the east part, twenty shillings sterling, anciently granted to them in pure, free, and perpetual alms; that a dispute had arisen between the monks and James of Colonia, their tenant of the said land, respecting this payment, which had not been made for some years on account of the disturbance occasioned by the war between England and Scotland, through which the value of the land had been so greatly diminished that it yielded not more than 26s. 8d. yearly; and that this dispute had been settled by the Abbot and convent agreeing, in consequence of this diminution, to remit to James of Colonia the whole of the arrears of rent, and to accept from him and Thomas Walker, his tenant, and their heirs, 13s. 4d. in name of the said 20s. annually; Provided that, in the event of the rents and emoluments of the said land increasing in future beyond 26s. 8d. annually, the Abbot and convent should have the entire half of such increase for ever, and should have a share of whatever possession, lordship, or other right should accrue to James, his heirs, successors, or assignees from the said land, and be joint lords or superiors with him and his foresaids thereof. Dated at Berwick-upon-Tweed, (20th October) 1324, ... 57

40. Duplicate of the preceding Indenture. Dated at Berwick-on-Tweed, 20th October 1324, ... 59

BUTHKENNER 41. Precept by King Robert (the Bruce), directed to the Sheriff and his bailies of Stirling, charging them to cause payment to be made to the Abbot and convent of Cambuskenneth of the teinds of the King's farms of Buthken-

Page

BUTHKENNER

ner and Athray, both in grain and money, by the hands of the farmers thereof, as they were wont to receive them in the time of King Alexander the Third, in excambion for the teinds of the lordships of Stirling, which were originally granted to the Abbey by the Kings of Scotland. Dated at Edinburgh, 17th September, in the twelfth year of the King's reign. [1317,] 61

42. Precept by King David (the Second), directed to the Sheriff and his bailies of Stirling, ratifying and confirming a precept by King Robert the First, dated at Perth, 19th August, in the tenth year of the King's reign [1315], for the annual payment to the Abbot and convent of Cambuskenneth of eight pounds of silver and five pence, six chalders of grain from Bothkenner, and the teinds of the farm of Atheray, which they were wont to receive in the time of King Alexander the Third, in excambion for the teinds of the King's lordships of Stirling, and charging the Sheriff and his bailies to cause payment to be made in terms of the precept. Dated at Stirling 20th November, in the sixteenth year of the said King David's reign, [1344,] 61

43. Charter by William More, lord of Abercorne, confirming to the Abbot and convent of St. Mary of Cambuskenneth the charters granted to them by various kings of Scotland of an annual rent of six chalders of grain from the land of Bothkenner, now belonging to the said lord heritably, and granting to them an additional chalder of annual pension in augmentation of the said annual rent: To be held and received the said seven chalders of grain by the Abbot and convent from the granter and his heirs and assignees as freely as any pure, free, and perpetual alms is held, and to be of as good winnowed grain as grows within the territory of Bothkenner, of good and legal measure, to be carried at the granter's expense, and delivered to the servants of the abbey at the place called the Mouth of Caroun, between Easter and Whitsunday, within fifteen days from the time they give notice that they wish to receive the same. Dated at Abercorn, 4th October 1363,..... 62

44. Precept by King James (the First), directed to the Sheriff of Stirling, charging him to compel the inhabitants of the lands of Bothkenner duly to pay to the Abbot and convent of Cambuskenneth their annual pension of seven

Page

BUTHKENNER

chalders of grain from the farms of the said lands. Given under the Privy Seal, at Edinburgh, 2d September, in the nineteenth year of the King's reign, [1424,]..... 64

45. Charter by King James (the First), granting to the Abbot and convent of Cambuskenneth, in full for the annual pension of seven chalders of grain which they claimed from the King's lands of Bothkenner, an annual pension of five chalders of grain from the said lands: To be held in lieu of the seven chalders anciently claimed by them and their successors, in pure and perpetual alms, and in feu and heritage for ever, for offering up prayers yearly for the King and his successors: This charter concludes with a precept to the Sheriff of Stirling and his deputies to cause payment of the five chalders to be made to the grantees and their successors, and is given under the Great Seal, at Stirling, 23d September 1459, ... 64

BLARE.

46. Charter by William (Malvoisine), Bishop of St. Andrews, for charity and for the soul of King William (the Lion), granting to the Abbot and canons of Cambuskenneth a hundred shillings in the church of Blare in pure and perpetual alms, to be paid by the parson of the said church of Blare as a free gift, 50 shillings at Whitsunday, and 50 shillings at Martinmas. This charter ordains that each parson of the church of Blare should be made to swear, touching the sacred emblems, faithfully to pay the above sum yearly to the canons. [*circa* 1215,] 65

47. Charter of Confirmation by the Prior of St. Andrews of the preceding charter by William (Malvoisine), Bishop of St. Andrews, to the canons of Stirling, of 100 shillings in the church of Blare, to be paid yearly by the parson of the church of Blair, in terms thereof. [*circa* 1215,] 66

48. Bull by Pope Innocent the Third confirming to the canons of Cambuskenneth the preceding grant made to them by William, Bishop of St. Andrews, of an annualrent of 100 shillings yearly in the church of Blare. Dated at Viterbo, 9th May, in the nineteenth year of the Pope's Pontificate, [1216,] 66

BADINDATH.

49. Charter by William of Kymmonde, son and heir of Agnes, daughter of the deceased William, styled of Ketilistoune, whereby, of his mere good-will,

Page

BADINDATH

and for the welfare of the souls of himself and his ancestors and successors, he granted and resigned the whole land of Badindath, with all the rights, freedoms, and pertinents thereof, and all right and claim which he or his heirs or successors whomsoever had or could have thereto to the Abbot and convent of Cambuskenneth, the true lords thereof; and all right which he had to the eight merks which he used to receive from the Abbot and convent; which land the foresaid William, styled of Ketilistoune, the granter's grandfather, held of the Abbot and convent for himself and one heir only, the eight merks being held for his own time only; and likewise the granter quitclaimed for himself and his heirs and successors, in favour of the Abbot and convent, all right competent to them in the lands of Ketilistoune, Duglin and Bynyne, all which he resigned by staff and baton on the eve of St. Luke the Evangelist, in the tenement of Badindath, in a full court of the Abbot and convent in presence of many barons, together with all charters and instruments made to him and his ancestors thereupon, so that the Abbot and convent might hold these lands, and be free from the payment of the eight merks or any pension or annual rent for ever; granting also, that if, in time to come, any instrument should be found or exhibited seeming to give to him or his heirs any right to the said lands or pension, such instrument should be null and void; and binding himself and his heirs to warrant the Abbot and convent against the act of any person who should in future make any claim to the lands or pension through any instrument made before the date of this resignation, and not to make any such claim themselves, under a penalty of £200 sterling, to be paid to the church of St. Andrews. Done in the tenement of Badindath, on the eve of St. Luke the Evangelist, [17th October] 1282, ... 67

CAMBUSKENNETH

50. Charter by Malcolm (the Fourth), King of Scots, confirming to the church of St. Mary of Stirling, and the canons thereof, the grants made to the said church by King David (the First), his grandfather, in free alms; namely, the land of Cambuskenneth and the fishing between the said land and Pollemase, and one net in the water; the land of Collin, with the wood belonging thereto; the land of Tulibodevin, which is between the water

CAMBUSKENNETH

Page

of the said land and the land of Login ; forty shillings of the King's rent of Stirling, and the cane of one ship, one saltpit, and as much land as belongs to one of the King's saltpits ; the teind of the farm of his lordships of Stirling, and the offerings made in the said church ; the island which is between Polmase and Tulibodevin ; twenty "cudrinis" of cheese of the King's rent of Stirling, and the same liberty and custom which he had granted and confirmed to the other churches of his land : To be possessed by the present and future incumbents of the foresaid church as freely and peaceably as any church possessed any alms or possession in his whole kingdom. [*circa* 1163,]..... 70

51. Charter by King David (the First), with consent of his son Henry, and the confirmation of the bishops, earls and barons of his kingdom, granting and confirming to the church of St. Mary of Stirling, and the canons regular thereof, the land of Cambuskenneth and the fishing between the said land and Pollemase and one net in the water ; also the lands of Colling and Dunbodevin (Tulibodevin), forty shillings of the King's rent of Stirling, and others specified in the preceding charter by King Malcolm. [*circa* 1147,] 71

52. Charter by King William (the Lion), confirming to the church of St. Mary of Stirling and the canons thereof the grants made to them by King David, his grandfather, namely, the land of Cambuskenneth and fishing, and whole other lands, etc., specified in Nos. 50 and 51, *supra*, also the church of Clackmannan, with forty acres of land, and the priest's toft in the same town and the easements in bush and plain ; the teinds of the King's pleas and profits of Stirling and of Stirlingshire and Callander, and exemption to the people of their lordships from tolls and all rights and customs, and the enjoyment of firm peace wherever they came in the King's whole land ; confirming also the grants made to the church of St. Mary by King Malcolm, his brother, namely, the whole mill of Clackmannan, except the multure of the King's royal table, as often as there was a grinding for him against his coming to that town, the multure of the private table of the provost of the said town, also the multure and suit of the province of Clackmannan, with the other rights which they had when the mill was in the King's own hand ; a full toft in the King's burgh of Inverkeithing, and sixty shillings yearly of his cane of Perth, and common

Page

CAMBUSKENNETH

pasturage for the cattle of the abbacy wherever they had it in the time of King David: To be possessed as freely and peaceably as any church in the whole kingdom possessed any alms or possession, and as the charters of King David and King Malcolm bore. [*circa* 1168,] ... 72

53. Charter by King Alexander (the Second), narrating and confirming the preceding charter by King William (the Lion), his father, to the canons of Cambuskenneth, of the land of Cambuskenneth, the fishing between it and Pollemase, and the others specified in No. 52. Dated at Stirling, 12th February, in the thirty-fifth year of the King's reign, [1248,]..... 73

54. Precept by King David (the Second), to the Sheriff and his bailies of Stirling, narrating that, by a decree of his Majesty's Council, in a full Parliament, held at Scone, certain burgesses of Stirling were found to have violently attacked and broken the cruives and fishings of the Abbot and convent of Cambuskenneth, to the offence of his Majesty and the loss and serious damage of the abbey, and charging the Sheriff in his Majesty's name to warn and compel the said burgesses within forty days, to replace the cruives and fishings as they were before, and fully satisfy the abbey for the damage, expense and loss which they had caused by their mischievous conduct, in terms of the decree of Council. Dated at Scone, 27th July, in the thirty-seventh year of the King's reign, [1365,] 75

55. List of the Names of those Burgesses of Stirling who attacked the cruives and fishings belonging to the Abbot and convent of Cambuskenneth. [*circa* 1365,]..... 76

LACKMANNAN

56. Letter by Brice, Dean of Fife and of Fothriff, to Sir Patrick Picard, rector of Torry, stating that, being occupied with many and divers affairs of his Bishop, he was unable to give to Adam, Abbot of Cambuskenneth, institution into the vicarage of Clackmannan, in terms of the Bishop's precept, and entreating the rector to go personally to the vicarage with the Abbot, and give him institution, in terms of the Bishop's letter, and append his own seal to the precept, in testimony of the institution. Written under the Dean's seal of office, at Cupar Fife, 22d August 1350,..... 77

CLACKMANNAN

Page

57. Charter by King David (the First), confirming to the Abbot of Stirling and canons thereof the church of Clackmannan, with forty acres of land and the priest's toft in the town, the teinds of all the King's pleas and profits of Stirling and of Stirlingshire and Kalenter, a toft in the burgh of Stirling, and another toft in Linlithgow, in perpetual alms, as free from all secular service as any alms was held in the kingdom. Dated at Stirling, [*ante* 1153,]..... 77

58. Charter by William of Landale, Bishop of St. Andrews, by which, considering the depressed condition of the Abbey of Cambuskenneth caused by the dreadful wars which had raged so long in those parts, and that the abbey had been so plundered that the canons would very soon be unable to exercise hospitality and be forced to beg unless assistance were given them, the Bishop wishing, so far as he was able, to relieve the abbey, granted and confirmed to the Abbot and canons thereof, and their successors, the entire vicarage of Clackmannan, with all its possessions, lands, fruits, rents, offerings, revenues, and other rights and pertinents, to be converted to their own proper use; and ordained the Abbot and convent to appoint a suitable chaplain to perform divine worship in the same; reserving to himself and his successors and to the Archdeacon of St. Andrews their episcopal and other rights, and canonical obedience and subjection. Dated at St. Andrews, 4th June 1350,..... 78

59. Charter by Roger (of Beaumont), Bishop of the Scots, granting to the church of St. Mary of Stirling and canons thereof the churches of Egles and Clackmannan, with all their just pertinents, both in chapels, teinds, revenues, and in other ecclesiastical benefices, in free, pure and perpetual alms: To be held and possessed as freely, peaceably, and honourably as they held them in the time of King David, and of the Bishops Robert, Arnald and Richard of pious memory, his predecessors, reserving episcopal rights. Dated at Tynningham, 1st July, in the third year of the bishop's pontificate, [*circa* 1200,] 79

60. Charter by Malcolm (the Fourth), King of Scots, confirming to the Abbot of Stirling and canons thereof the church of Clackmannan, with forty acres of land and the priest's toft in the same town, the teinds of all the King's pleas and profits of Stirling, Stirlingshire, and Kalentyr, one toft in the

burgh of Stirling, and one in Linlithgow, in perpetual alms, as freely as they possessed them in the times of his grandfather King David. Dated at Seleschirche (Selkirk), [*circa* 1160,] 79

61. Precept by William (Landale), Bishop of St. Andrews, to the Dean of Fife and Fothriff, setting forth that, with a view to relieve as far as he was able the loss and damage sustained by the Abbey of St. Mary of Cambuskenneth through wicked men, he had granted to Adam, Abbot thereof, in name of the Abbey and canons, the vicarage of Clackmannan, and all fruits, rents, profits, revenues, lands, and possessions and other emoluments belonging thereto, and charging the Dean to give the Abbot institution and corporal possession of the same and defend him therein. Dated at Lochleven, 22d August 1350,..... 80

62. Bull by Pope Clement the Fifth, on the petition of the Abbot and convent of Cambuskenneth, conferring on them the perpetual vicarage of the parish church of Clackmannan, vacant by the appointment of Maurice of Strath-earn, vicar thereof, to the archdeaconry of the church of Dunblane, on account of the losses they had suffered by the wars which had for a very long time raged in those parts, and by the conduct of certain sons of iniquity, who had seized and carried off the chalices, books, and the rest of the ornaments of the altar and other goods belonging to the abbey, and through the destruction of the bell-tower by lightning, which had so reduced their circumstances that they were totally unable to repair the choir of the abbey, which was going to ruin. The Bull annexes the vicarage, which was stated in the petition not to exceed the value of ten merks yearly, to the abbey, the fruits, rents and profits thereof to be enjoyed by the Abbot and convent, they being bound to maintain divine worship therein by a qualified chaplain of their own selection. Dated at Avignon, the 17th day before the calends of October (15th September), in the first year of the Pope's pontificate, [1306,] 81

63. Bull by Pope Clement the Fifth, directed to the Abbot and convent of Cambuskenneth, whereby, on the ground that the value of the vicarage of Clackmannan had been understated in the petition on which the foregoing Bull (No. 62), had been granted, his Holiness confirmed anew to them the fruits, rents, and profits of the said vicarage, to the extent of 15 merks

Page

CLACKMANNAN

of annual value. Dated at Avignon, the 5th day before the calends of February (28th January), in the second year of the Pope's pontificate, [1307,] 84

64. Notarial Instrument on the perambulation, division and cognition made by the assessors chosen between David, Abbot of Cambuskenneth and the convent thereof, and David Bruce of Clackmannan, of forty acres of the lands of Clackmannan, as contained in the charter to the Abbey (No. 52), that the same might be separated from the lands of the lordship of Clackmannan. Done on the said lands, 6th March 1505, ... 85

65. Extract from the Book of the Acts of the Official of St. Andrews, narrating that it had been agreed between the procurators of the farmer of Clackmannan with reference to the vicarage thereof, and James Shaw, knight, that the latter should pay the teind of coals, as he was wont in times past, until Easter next, and thereafter leave it to the farmer to dispose of his teind coals according to common right, without hindrance; and that Gilbert Brady and David Bruce of Kennet had been warned to satisfy for their coal teind in future, under pain of excommunication. Dated at St. Andrews, 4th February 1510, ... 87

CAREL

66. Charter by King William (the Lion), granting to the church of St. Mary of Cambuskenneth and the canons thereof, in free and perpetual alms, a merk of silver in the burgh of Carel (Crail) from the farm thereof, which the Countess Ada, his mother, gave to them for the lighting of that church: To be held as freely, peaceably, and honourably, as his mother's charter bore. Dated at Linlithgow [*circa* 1178,] 88

CREYTHY

67. Letters by William (of Deyn), Bishop of Aberdeen, narrating that, during a visitation recently made by him of his diocese, he had found the fruits of the parish church of Creythy in Mar, which belonged by right to the Abbey of Cambuskenneth, so trifling and small, that, after deducting the burdens little remained to relieve the abbey, which was suffering from many calamities, and, although every parish church ought to be superintended by a perpetual curate, granting, in consideration of the poverty of the abbey, permission to the Abbot and convent thereof to appropriate the fruits of the said church to their own use, and serve it by a

Page

qualified chaplain, removeable at their pleasure; reserving to the bishop and his successors the episcopal right in the said church which they had in the neighbouring churches. Dated at Fetternear, 11th January 1347, 88 CRUYTHY

68. Letters of Confirmation by Malcolm of Dromond, lord of Marr, confirming the charters granted by his predecessors, Richard, the son of Lugven, and Joachim of Kynbute, knights, to the Abbot and convent of Cambuskenneth, of a house and six acres of arable land, with pasturage for twelve cows, one mare, and twenty-four sheep, with their young, within the granter's town of Causchini (Cushnie), in pure and perpetual alms, for the welfare of the souls of himself and his predecessors and successors. Dated at Cambuskenneth, 6th March 1395, ... 89

69. Letters by David Bruce, lord of Clackmannan, knight, whereby, on the narrative that the teinds of his mills of Clackmannan were known to belong by perpetual right to the canons regular of the Abbey of Cambuskenneth, and that some of his predecessors, lords of Clackmannan, had unjustly withheld them from the canons for several years, he, for himself and his heirs, and for the welfare of the souls of himself and his predecessors and successors, renounced, quitclaimed and restored and resigned, and on account of the special zeal by which he was bound to the said canons, gave, granted and confirmed to them the teinds of his mills for ever: To be held and received from him and his heirs every year, as freely as any teinds in the realm of Scotland, and to the exclusion of all claim by the granter or his heirs for ever. Dated at Clackmannan, 6th October 1406, 90

70. Charter by Seher de Quinci, Earl of Winton, with the consent of his son Robert, granting to the church of St. Mary of Stirling, and the canons thereof, for the welfare of the souls of William King of Scots, and of his ancestors and successors, and the welfare of the souls of the granter and of his ancestors and successors, the whole land of Duglyn, by the same marches by which Nesus, the son of William, his grandfather, possessed it: To be held of the said Seher and his heirs in free, pure and perpetual alms, as freely as any alms was held by any religious persons in the realm of Scotland,—the granter warranting the said land against Duncan, the son of Hamelin, and against all men. [*circa* 1200,] ..... 91 DUGLYN

DUGLYN

Page

71. Charter by Seher de Quinci, granting to the church of St. Mary and the canons of Cambuskenneth the land of Duglyn : To be held as freely as any alms was held of any baron in Scotland. This charter does not contain any clause of warrandice. [*circa* 1200,] 92

72. Charter by William (the Lion), King of Scots, confirming to the church of St. Mary of Cambuskenneth and the canons thereof the grant which Seher de Quinci made to them of his whole land of Duglyn : To be held in free, pure and perpetual alms, with all the pertinents thereof, as freely as the charter of Seher bore ; reserving the King's whole foreign service due from the said land. Dated at Edinburgh, 7th July [*circa* 1200,] 92

73. Charter by Seher de Quinci, Earl of Winton, setting forth that Duncan, the son of Hamelin, and Adam his heir, had resigned, for himself and his heirs, to the Earl and his heirs, in his full court at Locres (Leuchars), all right which they had or could have in the land of Duglyn, and delivered up to him all the charters which he had thereof, and that the Earl, with the consent of his son Robert, in presence and with consent of the said Duncan, had granted the said whole land to the church and canons of St. Mary of Cambuskenneth, to be held of the said Earl and his heirs in free, pure and perpetual alms, by the marches by which Nesus, the son of William, held it, as freely as any religious men held any alms by gift of any earl or baron in Scotland. [*circa* 1200,]..... 93

74. Agreement, with consent of the chapter of the church of Dunkeld, between Galfrid (Liverance), Bishop of Dunkeld, who, in name of his church of Forgound (Forgan), claimed the teinds of the land of Duglyn, and the Abbot and convent of Cambuskenneth, who held the whole land of Duglyn in pure and perpetual alms, that the said Abbot and convent, whether they cultivated the said land of Duglyn themselves or let it out in farm to others, should pay yearly for ever, for all the teinds thereof of every sort, excepting offerings and the dues of burial of the dead, 100 shillings of silver to the table of the Lord Bishop, 50 shillings at Martinmas and 50 shillings at Whitsunday, commencing at Martinmas first following. Sealed with the seal of the Bishop of Dunkeld, and the seal of the chapter thereof. Dated 1247,..... 94

Page EXCOMMUNICATION

75. Letters of Citation by John of Eglyntoun, Prior of Blantyre, commissary and judge deputed by Walter (Trail), Bishop of St. Andrews, directed to abbots, priors and other ecclesiastics, narrating (1.) a bull of Pope Clement VII., dated at Avignon, 15th day before the calends of March (15th February), in the eighth year of the Pope's pontificate [1386], conferring on the Bishop the power to dispose of all first appeals from the decisions of the Scottish bishops, and of other ordinary judges and their deputies in the kingdom; which power was granted on a petition from the bishop to the Pope, representing that, in consequence of the great distance of Scotland from Rome, and the dangers, toils and expenses inseparable from the prosecution of appeals to the apostolic see, persons very frequently gave up their rights undefended, and sometimes sought redress from the secular power, to the prejudice of ecclesiastical liberty; (2.) a commission by the Bishop, dated at Inchomeyoth, 8th January 1398 [should be 1388], delegating to the Prior of Blantyre the powers contained in the bull: after the presentation and reception of which letters, William of Blackburn, Abbot of Cambuskenneth, in name of his abbey, humbly begged another lawful citation to be issued by the said Prior, by virtue of the said commission against Robert, Bishop of Dunkeld, who had brought many troubles, injuries and losses upon the petitioner and his abbey: and the said Prior considering the request reasonable, enjoined those to whom his letters should be presented to warn the said Bishop within six days thereafter, either personally or at his dwelling-house, or in the church of the friars of Tulylum, during the celebration of mass, to compear either personally or by his procurator before the said Prior in the parish church of St. Andrews, on the 25th of February following, to receive the libel in the case of the said appeal, with certification that whether he appeared or not the Prior would proceed to deal with the case at the instance of the said Abbot; and directed that a copy of the letters should be granted to the Bishop of Dunkeld, if he desired it, but that it should be made at his own expense. Dated at St. Andrews, 28th January 1392, ... 95

76. Letters of Excommunication by John of Eglintoun, Prior of Blantyre, in virtue of the commission from Walter (Trail), Bishop of St. Andrews,

EXCOMMUNICATION.

Page

referred to in the preceding letters of citation, whereby the said Prior pronounced sentence of suspension, interdict and excommunication against Robert Sinclair, Bishop of Dunkeld, in the case of appeal before him at the instance of William of Blackburn, Abbot of Cambuskenneth, in respect of the said Bishop having unjustly removed some animals, and refused to restore them when commanded by the letters revocatory of the Prior;—charging those to whom the letters were directed, on pain of being themselves excommunicated, to announce, during the celebration of mass, or where the greater number of the people were assembled, that the said Bishop was excommunicated. Done in the parish church of St. Andrews, 25th February 1392, ... 99

77. Letters by John of Eglyntoun, Prior of Blantyre, directed to the abbots, priors, provosts, deans and other ecclesiastics and notaries public throughout the cities and dioceses of Dunblane, St. Andrews, and Dunkeld, etc., narrating letters from Walter (Trail), Bishop of St. Andrews, containing the bull and commission set forth in No. 75, and stating that in consequence of an appeal by William of Blackburn, Abbot of Cambuskenneth, with reference to certain troubles, injuries and losses brought upon him and his abbey by Robert (Sinclair), Bishop of Dunkeld, the Prior had issued letters of citation for the Bishop to compear on a certain day in the parish church of St. Andrews, to receive the libels in the cases, but that the latter had failed to do, and had contumaciously absented himself, that therefore the Prior, on the petition of the Abbot, had laid sentence of excommunication upon the said Robert, Bishop of Dunkeld, and charged those to whom his letters were directed, on pain of being themselves excommunicated, to cite the Bishop, either personally or at his dwelling house, or in the church of the friars at Tulylum during the celebration of mass, to compear before the said Prior on a specified day in the church of St. Andrews, to receive the libels in the case of the said appeals, and to proceed with it until final judgment should be pronounced, with certification that, whether he compeared or not, the Prior would proceed in the cause. Done at St. Andrews, 25th February 1392, ... 101

78. Notarial Instrument, narrating that, on the 25th day of March 1393, in the

Page

EXCOMMUNICATION

conventual church of the Carmelite friars of Tulylum, in the diocese of Dunkeld, compeared Mr. Malcolm, rector of the parish church of Forteviot, and there, during the celebration of mass, caused to be publicly read letters patent under the seal of Sir John of Eglintoun, Prior of Blantyre, depute of the Bishop of St. Andrews, and by virtue thereof, and for the causes therein expressed, excommunicated Robert Sinclare, Bishop of Dunkeld, and cited him to compear before the Prior, either personally or by his procurator, in the parish church of St. Andrews, on the 16th of April following, to receive the libels in the case of sundry appeals taken by William of Blackburn, Abbot of Cambuskenneth, to the Apostolic see against him, and to proceed with the case until a final judgment should be pronounced. Done in the said conventual church of Tulylum, the said 25th March 1393, ... 106

DUNYPAIS.

79. Charter by Herbert, the son of Herbert of Chalmers, granting to the church of St. Mary of Cambuskenneth and the canons thereof, for the welfare of the souls of his father and mother, of himself and his spouse, and of his ancestors and successors, a half carucate of land in Dunipace, with a toft and croft in the said town conveniently situated, namely, two oxgates of land adjoining the land of the church on the east side, and two oxgates on the other side of the water, near Louchbank, beginning at Flores and extending westwards: To be held in pure and perpetual alms, with common pasturage, entry and ish, and all easements pertaining to so much land, as freely and peaceably as any alms was held in the realm of Scotland. [*circa* 1200,] 107

80. Charter by Gilbert of Umframville, granting to the church of St. Mary of Cambuskenneth, and the canons serving God there, two oxgates of land in Dunipace, besides that hauch which he gave to them before, namely, the land lying on the west side of the river, which descends by the three stones to the brow of the hill of St. Alexander, and along the summit of that hill to the church of St. Alexander: To be held from the granter and his heirs in free and pure alms, in pastures and easements belonging to so much land, as freely as any alms was held in the kingdom. [*circa* 1190,] 108

DUNYPAIS

Page

81. Charter by Adam of Morham, knight, granting to the church of St. Mary of Cambuskenneth, and to the canons serving God there, and their successors, for the sake of charity and for the welfare of the souls of himself, his ancestors and heirs, all those lands which Marnin Forestar, and Patrick Bercar and his son, and William of Rowe held within and without the town of Dunipace, wherever they lay, with common pasturage and all easements and freedoms belonging thereto, excepting the granter's superiorities : To be held and possessed by them and their successors of the granter and his heirs by perpetual right, in pure and perpetual alms, free from all secular service, exaction, and custom, with the privilege of grinding their corn grown on the said lands at the granter's mill free of multure. [*circa* 1200,] 108

82. Letters by Adam of Morham, knight, appointing John, clerk to Sir Hugh Giffard, his procurator for giving to Richard, Abbot of Cambuskenneth and the convent thereof, sasine of the lands which Marnin Forestar, and Patrick Bercar and his son, and William of Rowe held within and without the town of Dunipace, in pure and perpetual alms, and for delivering to the Abbot and convent the charter made to them by the granter thereof, as if he himself were personally present. [*circa* 1200,]..... 110

83. Charter by Adam of Morham, knight, granting to Richard of Bikertoune, and his heirs or his assignees, for his homage and service, the lands which Marnin Forestar, and Patrick Bercar and his son, and William of Rowe held within the town of Dunipace and without it, with common pasturage, and all easements and freedoms belonging to the said land, excepting the granter's superiorities : To be held of the granter and his heirs or assignees freely, on payment of three shillings, 18 pence at Whitsunday and 18 pence at Martinmas yearly, for all service and secular demand, with the privilege of grinding the corn grown on the said lands at the granter's mill without payment of multure. [*circa* 1200,] 110

84. Letter of Resignation by Richard of Bikertoune, knight, for himself and his heirs, in favour of the Abbot and convent of Cambuskynneth, of all right which he had, or could have, to the lands which he held by the gift of Sir Adam of Morham in the town of Dunipace, with common pasturage and all other easements belonging to the said lands, for the excambion of

Page

DUNYPAIS

the land of Bynnyne, which the said Abbot and convent held by the gift of the deceased William of Lindsay. [*circa* 1200,] 111

85. Letters by Gameline, Bishop of St. Andrews, bearing that he had caused inquiry to be made by Robert, Dean of Linlithgow, as to whether the church of Donypais (Dunipace) was a mother church by itself, or a chapel of the parish church of Kirketoun, and had found that it was simply a chapel of the latter, and that it had never been accustomed to render to the Bishops of St. Andrews entire or partial procuration. Dated at Incheomath, the eighth day before the ides of May, 6th April 1267, ... 112

86. Charter by Gilbert of Umframville, granting to the church of St. Mary of Dunipace the teind of his mill of Dunipace in pure alms, for the welfare of his soul. [*circa* 1200,] 112

87. Notarial Instrument, narrating that Patrick (of Calender), Abbot of Cambuskenneth, compeared personally, in presence of a notary and witnesses, before the members of an assize recently held at Dunipace, in the barony of Herbertshire and shire of Stirling, respecting six oxgates of land within and without the town of Dunipace, and with urgency required them to declare publicly that they would faithfully answer to the truth respecting their depositions and deliverances thereanent before any competent judge in time to come, when they should be required to do so; upon which the whole of the persons who were upon the said assize deponed and asserted that John Keir, father of John Keir then living, died seized of two oxgates of the land foresaid, and unanimously resolved that these two oxgates be inserted in one schedule, to which they caused seals to be put; and with respect to the remaining four oxgates of land, they found that the said John Keir elder was once summoned, but that, upwards of three years before his death, he had been entirely expelled from the said lands by the lord superior thereof, and found that the said Abbot had possessed them for twenty-six years, and declared them to belong to him and his abbey by heritable right; and they ordained these four oxgates to be inserted in one schedule by themselves, lest the writer should make any mistake in the premises: Upon all which depositions, deliverances, and

DUNYPAIS

Page

assertions the said Abbot craved instruments. Done in the cemetery of the parish church of Dunipace, 21st January 1426,..... 112

88. Notarial Instrument, narrating that Patrick (of Calender), Abbot of Cambuskenneth, compeared personally in presence of a notary and witnesses, and, in the hearing of many persons, declared that Archibald, some time Earl of Douglas, father of Archibald, the Earl lately deceased, at the instigation of the deceased John Keir, father of John Keir then living, unduly molested and harassed him, and his convent and abbey, respecting the possession of four oxgates of their lands within and without the town of Dunipace, in the barony of Herbertshire and shire of Stirling, thirty years previously, or thereby; although afterwards the Earl, having seen and understood divers charters made to the abbey upon the gift and confirmation of the lands, as lord superior of the ground, caused the Abbot and convent to be restored to the possession of them, and to be infeft and vested therein, by David Flemyng, lord of Bigare, then his Lordship's bailie; but the Abbot confessed that he was unable to find the letters testimonial of the sasine, because they had been either lost or destroyed, and as he expected that a question would now very likely be raised by the said John Keir, younger, as heir of his father, respecting the lands, unless the sasine were proved by witnesses, although he and his convent had possessed them peaceably for upwards of twenty-six years, he inquired of the bystanders if any among them were present at the giving of the sasine who could, if necessary, for the sake of charity, bear testimony respecting it; to which inquiry six persons named answered that they were present at the giving of the sasine, and saw it, and knew well that the Abbot had been in the peaceable possession of the lands for twenty-six years, and until that time, and that John Keir, elder, although he lived three years after the abbey possessed them, was not able to obtain regress to them; and two of the witnesses declared that, before the giving of the sasine, they heard the Earl say that neither he nor any one else had any right to the lands, but that they belonged to the abbey alone by heritable right: Upon all which the Abbot craved instruments. Done in the cemetery of the parish church of Dunipace, 21st January 1426, ... 114

Page

DUNYPAIS

89. Notarial Instrument, narrating that John of Keir, of Edinburgh, compeared personally in presence of David, Abbot of Cambuskenneth, and although, as he declared, he had several years before renounced all right, title and interest which he had, or could have, in or to four oxgates of land lying in Dunipace in the barony of Herbertshire and shire of Stirling, and had lately, on the Friday preceding, in the barony Court of Herbertshire held at Dunipace by the bailies of William Earl of Orkney and Caithness, lord of the barony, entirely resigned them to the Abbot, yet for greater verification, attestation and security, he appeared before two notaries and witnesses, first in the burgh of Stirling, in a back chamber of the lodging of Mathew Forstar, burgess thereof, on the 30th day of May, and again on the following day, in the refectory of the Abbey of Cambuskenneth, in presence of the Abbot and the convent assembled, and, on his knees, declared with his own mouth that the four oxgates of land, with the pertinents, belonged to the Abbot and convent and their successors, and to the abbey itself in property, and there, by staff and baton, which he then carried in his hand, purely and simply resigned, for himself and his heirs and successors, to the Abbot all right thereto, entirely and for ever, upon which the Abbot craved instruments. Done in the places foresaid, 30th and 31st May 1462, ... 117

90. Notarial Instrument on the resignation by John of Keir, son and heir of John of Keir of Randalstoune, of all right and claim which he asserted he had, or which he could have, to the four oxgates of land lying in the town of Dunipace, in the shire of Stirling, respecting which both he and his father formerly raised a question against the Abbot and convent of the Abbey of Cambuskenneth, which lands he, for the welfare of the souls of himself and his predecessors, in the presence of the convent in chapter assembled, for himself and his heirs, by staff and baton, resigned into the hands of the Abbot; firmly promising upon oath that neither he nor his heirs would molest the abbey in time to come with reference to the said lands, but would defend them therein to their power. Done in the chapter-house of Cambuskenneth, 10th November 1429, ... 119

Page

DUNYPAIS. 91. Extract from the Roll of the Barony Court of Harbertshire, held at Dunipace on Friday 28th May 1462 by the bailie of William, Earl of Orkney and Caithness, narrating that John of Keir, of Edinburgh, compeared in court and requested that a brieve of inquest should be served, by which he claimed four oxgates of land in the town of Dunipace belonging to the house of Cambuskenneth, and that David, Abbot of Cambuskenneth, also compeared and requested that no inquest should pass upon their lands, alleging that the said John of Keir had long before, in the days of Abbot Patrick of Calender, given over all right which he had or could have to the lands for ever: and that after divers allegations, John withdrew his claim, and took up his brieve of inquest, and referred him to the said Abbot, renouncing, as before, all right to the said lands in time to come, upon which the Abbot, and Alexander Bruce of Stenhouse, his "foirspekar," asked these things to be acted and enrolled, and a copy of the rolment to be given them. Dated 28th May 1462,... 121

DEDICATION. 92. Notarial Letters attesting that James, Bishop of Dunblane, by virtue of a commission from John, Prior of St. Andrews, Vicar-General during the vacancy of the See, at the instance of Alexander, Abbot of Cambuskenneth, dedicated with due solemnities the abbey church of Cambuskenneth and the two cemeteries thereof, at the east and west end, with the chapter-house and enclosure, and consecrated the high altar, assisted by his archdeacon and the prebendaries of Kippen and Glendovan; John Lord Erskine, James Haldane of Glencagles, knight, and others being present; John Tulydaf, Warden of the Minorite Friars of Stirling, preaching on the efficacy of the dedication, after mass. Done at Cambuskenneth, 11th July 1521,..... 122

ERTH. 93. Charter by King David (the Second), granting to the Abbot and convent of Cambuskenneth an annual rent of forty shillings due to him out of the lands of Erth (Airth), and an annual rent of forty shillings due to him out of the lands of Cambusbaroun, together with the half of the farm due to him out of the lands of Cambusbaroun, in the shire of Stirling, in place of an annual payment of £8, 0s. 5d. anciently due to them from the King's shire of Stirling: To be held by the Abbot and convent in pure

Page

and perpetual alms, until the King or his successors should be pleased to appoint them a yearly pension of £8, 0s. 5d., in some suitable place. Dated at Edinburgh, 30th November [1365]..... 123 PERTH

94. Charter by John Quhityne (Whitton), son and heir of Robert Quhiting, burgess of Edinburgh, with advice of his friends, granting to Martin Wricht, burgess of Edinburgh, the whole fore part of a tenement lying within the burgh, bounded as therein described: To be held by the said Martin, his heirs and assignees, from the granter and his heirs, of the King and his heirs, in feu-farm, for rendering to the King and his heirs the burgage farm due therefrom, and to the Abbot and convent of Cambuskenneth thirteen shillings and fourpence of silver, and to the granter, and his heirs and assignees, thirty shillings Scots, and to the proprietors of the back part of the tenement three shillings and fourpence Scots yearly. Dated at Edinburgh, 2d June 1411, ... 124 EDINBURGH

95. Indenture between David, Abbot of Cambuskenneth, and the convent thereof, on the one part, and Clement of Farnile of Gogar, burgess of Edinburgh, with consent of Sir John Forstare, lord of Corstorphyn, knight, and others, on the other part, whereby Clement granted to the Abbot and convent, and their successors, license and full freedom at their own expense to break, build and again raise the stone gable between their fore house and Clement's fore house, at the west corner thereof,—the Abbot making to Clement on his side a chimney of stone; also to break the west wall of his house that stretched southward, and to make the other changes and improvements therein specified. Dated at Edinburgh, 1st April 1443, ... 126

96. Charter by David Wricht, burgess of Edinburgh, selling to David, Abbot of Cambuskenneth, and the convent thereof, his whole land lying in the town of Edinburgh, on the south side thereof, between the tenement of the Abbot and convent and the land of Clement of Farnile on the east, and the land belonging to the Abbot and convent on the west side, near the street called the Cougait, for a certain sum of money paid by them to the granter in his great need: To be held by the Abbot and convent, and their successors, of the King, from the granter and his

Page

EDINBURGH.

heirs, executors and assignees, in feu and heritage for ever. This charter contains no reddendo either to the granter or to the Crown. Dated at Edinburgh, 13th June 1455, ... 127

97. Notarial Instrument on the resignation by David Wricht, burgess of Edinburgh, into the hands of Richard Patonson, then one of the bailies of the burgh, of certain land on the east side of the town of Edinburgh and behind the house belonging to the Abbot and convent of Cambuskenneth, bounded as therein particularly described, and on the sasine of the land thereafter given by the bailie to David, Abbot of Cambuskenneth, and to the convent thereof, in terms of the charter granted to them. Done on the said land, 17th June 1455, ... 129

ELECTION.

98. Letters by John of Carrall, Prior of the Abbey of Cambuskenneth, to the Prior and chapter of St. Andrews, narrating that after the death of John, Abbot of Cambuskenneth, on 15th March 1335, the chapter had, on the 24th April following, unanimously elected as his successor, John of Kincardyn, one of their canons, and, singing the Te Deum, had, according to custom, borne him to the great altar of their church and there proclaimed the election to the clergy and laity; and humbly requesting that the Prior of St. Andrews, to whom (as that see was vacant) the right of confirmation belonged, would be pleased to confirm the election, and grant to John of Kincardyn dimissory letters for his ordination by any catholic bishop in the kingdom. Dated in the chapter-house of Cambuskenneth, 25th April 1336, ... 130

FORTEVIOT.

99. Charter by King William (the Lion), granting in free alms to Richard of Stirling, his chaplain, the church of Fortheuiet (Forteviot) with the teinds and offerings and all other rights belonging thereto: To be held and possessed as freely and peaceably as any churches in his dominions of Scotland were held. Dated at Perth, [*circa* 1165,] 132

100. Charter by King William (the Lion), granting to the church of St. Mary of Stirling, and to the canons serving God there, in free and perpetual alms, the church of Forteuiet, after the death of Richard the priest, with the chapels, lands, teinds and pertinents thereof, in excambion for the king's teinds, pleas, and profits of Stirling and of Stirlingshire and Callander,

Page

FORTEVIOT.

for the souls of King David his grandfather, and of Henry his father, and Malcolm his brother: To be held as freely and peaceably as they held their other alms. Dated at Stirling, [*circa* 1175,] 132

101. Charter by King William (the Lion), granting to the church of St. Mary of Stirling and the canons thereof four acres of land in Fortheuiet, and a toft and croft for the erection of their buildings thereon: To be held in free, pure and perpetual alms, as freely and peaceably, fully and honourably as they held any alms. Dated at Perth, [*circa* 1180,] 133

MEAL.

102. Obligation by William, Abbot of Dunfermline, and the convent thereof, to the Abbot and convent of Cambuskenneth, for the payment of a chalder of oatmeal yearly, on account of an annual pension due to the latter; to be paid yearly within fifteen days after Whitsunday at the Abbey of Cambuskenneth or in the place called King's Polmais, in the parish of Kirktoun, near Stirling. Sealed with the seal of the chapter of Dunfermline, 1422,..... 134

103. Notarial Instrument, narrating that William, Abbot of Dunfermline, accompanied by the Prior and others of his convent, and Patrick, Abbot of Cambuskenneth, compeared personally in the presence of a notary and witnesses, and that, after much discussion respecting the arrears of four chalders of oatmeal by way of annual pension which the Abbot of Cambuskenneth declared to be due to him and his convent by the abbot and convent of Dunfermling for the four terms then past, it was at length agreed, on the motion of the Abbot of Dunfermling, that the latter should pay two chalders within fifteen days after Whitsunday 1423, together with the chalder of pension for the year then current, and the other two chalders, along with the chalder for the current year, within fifteen days after Whitsunday next thereafter; and should moreover pay, within fifteen days after the date of the instrument, four merks Scots of the sum due for the one chalder of oatmeal payable at the preceding term. Done in the chapter-house of Dunfermline, 23d May 1422,..... 134

FULECHE.

104. Charter by Malcolm, the son of Malcolm the son of Roger, with advice and consent of his parents and friends, confirming the grant which Roger his grandfather and Malcolm his father made to the church of St. Mary of

Page

FULECHE

Cambuskenneth and the canons thereof, of the whole land adjacent to the west side of the Abbot's great carriage road leading to the meadows belonging to the burgesses, and so onwards to the Forth and to the river Fuleche, which falls into the Forth, and to a small sike which falls into the Fuleche from the east, and along by certain rocks back to the Abbot's great carriage road: To be held and possessed in pure and perpetual alms as free from all exaction as any alms in the whole realm of Scotland was held: The perambulation of this land was made and sasine thereof given in presence of Henry, Archdeacon of Dunkeld, and Henry of Lambertoune, Constable of Stirling, and the grant was confirmed by the oath of Malcolm made to the Abbot of Cambuskenneth, [*circa* 1200,] ... 136

GLENISLA

105. Letters by Fergus, Abbot of Cambuskenneth, narrating that the right of patronage of the church of Glenilef (Glenisla), with the lands and other rights belonging to the church, was conferred by William King of Scots upon the abbey of Cambuskenneth, and the canons thereof, in pure and perpetual alms from motives of charity, and that thereafter a yearly pension of £10 sterling in that church was assigned to the abbey by the deceased Gregory, Bishop of Brechin, the payment of which sum having been discontinued for several years to the damage of the abbey, the Abbot had, by the advice of common friends, and with the consent of John, then Bishop of Brechin, with a view to the quiet of his abbey, granted and completely made over to the Abbot and convent of Cupar in Angus the patronage of the church of Glenilef with the lands and other rights belonging to it, reserving to himself and his abbey the pension of £10 in the church, which was henceforth to be paid by the Abbot and convent of Cupar to the Abbot and convent of Cambuskenneth, and to be conveyed to them at the expense and risk of the former, within eight days after each term of payment, under the penalty of half a merk to be paid to the fabric of the church of Dunblane for each week during which payment was delayed. Dated at St. Andrews, 12th September 1311, ... 137

106. Obligation by William, Abbot of Cupar, with consent of the convent thereof, to pay to the Abbot and convent of Cambuskenneth, as long as he held the office of Abbot foresaid, £10 usual money of Scotland at two terms

Page

GLENISLA

yearly, half at Whitsunday and half at Martinmas, in the house of the Preaching Friars at Perth, for the yearly pension from the church of Glenileiff due by the granters, whether the church be unproductive or productive of fruits,—the first payment to be made at the term of Martinmas following the date of the obligation, and for greater security giving the Abbot and convent of Cambuskenneth power to seize and sell all his goods, moveable and immoveable, secular or ecclesiastical, to recompense any loss which they may sustain through non-payment of the pension. Dated at the Abbey of Cupar, 16th September 1405, ... 139

107. Discharge granted by Patrick, Abbot of Cambuskenneth, to the Abbot and convent of Coupar in Angus, for the sum of £10 Scots paid on account of the yearly pension from the church of Glenileiff due at the terms of Whitsunday and Martinmas last bypast. Dated at the Abbey of Cambuskenneth, 12th February 1413, ... 141

HOSPITAL OF ST JAMES

108. Precept by King Robert (the Third), to the Sheriff of Stirling and his bailies, for infefting the canons of the Abbey of Cambuskenneth in the hospital of St. James, at the end of the roadway of the bridge of Stirling, with all and sundry its lands and possessions, in terms of the charter which they held of the same ; under reservation of the usufruct of the lands of the hospital during his life to John Palmer, who had long upheld the roadway, in recompense of his expenses. Dated at the Castle of Rothesay, 10th March, in the thirteenth year of the King's reign, [1402,]..... 141

KIRKETON

109. Letters by Robert, Prior of the church of St. Andrews, to all the sons of holy mother church, bearing that Robert Bishop of St. Andrews had granted to the abbacy of Stirling, and to William, first Abbot thereof, and his successors, the church of Egles (Kirketon) : To be held of the said Bishop and his successors in pure alms, on condition of their showing due reverence for the church of St. Andrews and Bishop thereof. [*circa* 1160,]..... 142

110. Charter by David, Bishop of St. Andrews, granting to the church of St. Ninian of Kirketoun, in name of endowment, that land which lay near the church, on the north side, between the great road from Stirling to Kirketoun and the footpath leading from the said road to the

KIRKETON

Page

Bishop's houses near the church: To be held as free from all secular exaction as any alms in his whole diocese was held. Dated at Inchemathach, the day of the Translation of Saint Thomas the Martyr, (7th July) 1242. 142

111. Letters by the Dean of Linlithgow, setting forth that he had inducted Patrick, Abbot of Cambuskynneth, in name of himself and his convent, into the vicarage of the church of Kirkis (Kirketoun), vacant by the resignation of Mr. William of Foulis, perpetual vicar of the said church, with all the fruits belonging thereto. Dated at Cambuskenneth, the Sunday following the Feast of Saint Barnabas the Apostle, (12th June) 1295, 143

112. Letters of Confirmation by Richard, Bishop of St. Andrews, confirming to the church of St. Mary of Stirling and the canons thereof the church of Eggles with its chapels, teinds and other ecclesiastical benefices, in perpetual alms: To be held as freely, peaceably, and honourably as they possessed that church in the time of good King David, and of Bishops Robert and Arnald, the granter's predecessors. [*circa* 1170,] 144

113. Charter by King William (the Lion), confirming to the church of St. Mary of Stirling and the canons thereof the church of Egglis, with its chapels and teinds and other ecclesiastical benefices, in perpetual alms: To be held as freely and honourably as the charter of Bishop Richard gave and granted it to them, and also the town of Egglis, with its pertinents, in terms of the said Bishop's charter. Dated at Kinghorn, [*circa* 1170,] 144

114. Letters by William (Fraser), Bishop of St. Andrews, granting to the Abbot and convent of Cambuskenneth, on account of the impoverished condition of the abbey, and for the improvement of divine worship there, all the fruits, offerings and profits belonging to the church of Kirketoun, in his diocese, of which the rectory only belonged to the abbey before; empowering them to cause the said church to be served by chaplains selected by themselves; and binding himself to alter the terms of his letters, or even to issue other letters if they should think this expedient. Dated at Falkland, the 17th day before the calends of June (16th May) 1295. 144

Page

KIRKETON.

115. Mandate by William (Fraser), Bishop of St. Andrews, to the Dean of Linlithgow to induct the Abbot of Cambuskenneth, in name of his abbey, into the vicarage of the church of Kirkis (Kirketon), with the fruits, rents and offerings belonging to it, vacant by the resignation of Mr. William of Foulis, vicar thereof. Dated at Falkland, the 17th day before the calends of June (16th May) 1295,..... 146

116. Letters by William of Lambertoun, Bishop of St. Andrews, narrating letters by Bishop William Fraser, and confirming the grant made to the Abbacy of Cambuskenneth of the vicarage of the church of Kirketoun, and the collation thereof to the abbey in the manner prescribed therein. Dated at St. Andrews, 25th December 1300, ... 146

117. Letters by David (Benham), Bishop of St. Andrews, declaring that the Abbot and convent of Cambuskenneth were only bound to him for one procuration to be made by the vicar of Kirketoun for the mother church of Kirketoun and its chapels of Dunipace and Larbert; and that he (the Bishop) did not wish any prejudice to arise to the canons from his having been entertained at the chapel of Dunipace, when he visited the parish in the year 1251, seeing that this had been done not on account of procuration, but from kindness, at the request of the Abbot and convent. Dated at Inch Murthach, the 8th day before the ides (6th) of August 1251,..... 148

118. Letters by Guido, Abbot of Lundores, Gilbert, Abbot of Arbroath, and John, Prior of May, narrating that, in terms of letters by Pope Innocent the Third directed to them, they had examined into the grounds of a complaint made to his Holiness by the Abbot and convent of Dunfermline against the Abbot and canons of Cambuskenneth, for having attempted to infringe the conditions of a compromise made between them through the influence of the Bishop of St. Andrews anent a claim to certain teinds of the lands of Siphalne, Cambusbaroun, Kirkis, and others mentioned, made by the Abbot and convent of Cambuskenneth, and a counter claim by the Abbot and monks of Dunfermline to the chapel of Dunipace, and to the whole teinds of Carnok, Plane and Bannoch, on the ground that all the teinds of the King's lordship of the shire of Stirling belonged to them :

KIRKETON.

Page

and that, after much angry discussion, they had found that, by consent of parties, by authority of the Pope and of the delegate judges, and through the interposition of William, then King of Scots, it had been agreed that the Abbot and monks of Dunfermline, for the sake of peace, should grant to the Abbot and canons of Cambuskenneth an annual rent of nine merks, assigned at the judgment of men of integrity, from the teinds of the lands of Buthcadroch, Pulmais Elwyn, Pulmais Weland, and others; and that the monks in like manner, for the sake of peace, should give up to the Abbot and canons of Cambuskenneth all right that they had to the chapel of Dunipace and to the teinds above named; but that this agreement had not been reduced to writing, as it should have been. That to secure a lasting peace it had been agreed between the parties, in presence of the writers of the letters, that the foregoing arrangement should be observed, and in addition, on 24th October 1215, in the parish church of Perth, that the Abbot and convent of Dunfermline should give to the Abbot and canons of Cambuskenneth yearly one chalder of oatmeal out of the teind of Polmas-Regis; and moreover, that the land called the Canon's Land, near the mill, which King David granted at the founding of the Abbey of Cambuskenneth, should freely remain with the canons thereof, on condition, however, that they should neither build church nor chapel nor oratory thereon. Dated the 9th day before the calends of November (24th October) 1215, ... 149

119. Bull by Pope Gregory (the Eleventh), by which, on a petition presented to him by the Abbot and convent of Cambuskenneth, and on the narrative of the grant to them by William, Bishop of St. Andrews, of the vicarage of the church of Kirketoun (No. 116, *supra*), and of the union thereof with the rectory of the said church which before belonged to the said abbey, and had been in the peaceable possession of the Abbot and canons for forty years, his Holiness confirmed by his apostolic authority the said grant, which provided that the Abbot and convent of Cambuskenneth should hold, and for ever peaceably possess, the whole fruits and profits, and likewise the teinds, great and small, belonging to the said church of Kirketoun, and cause it to be served by two qualified chaplains of their own selection. Dated at Avignon, the 8th

Page

day before the ides (6th) of November, in the second year of the Pope's Pontificate, [1372,] ..... 153 KIRKETON

120. Precept by James (Beaton), Archbishop of St. Andrews, directed to the Dean of Linlithgow, and to the rectors, perpetual vicars, curates and chaplains in the province of St. Andrews, charging them to institute and induct Sir Walter Stewart into a vicarage pension of 20 merks, with the glebe of the parish church of St. Ninian of Kirketoun, for his lifetime. The precept proceeds on the narrative of letters of presentation addressed to the Archbishop by Alexander, Abbot of Cambuskenneth, and the convent thereof, in favour of Sir Walter, dated 29th October 1527; and further narrates that, after presenting the letters to the Archbishop, Sir Walter Stewart resigned into his hands all right which he had to the pension and glebe, and received from him a new grant of the same for his life, providing that on his death or resignation the pension and glebe should revert to the Abbot and convent of Cambuskenneth and their successors. Dated at the Abbey of Dunfermline, 10th November 1527, ... 155

121. Charter by King William (the Lion), granting to the church of St. Mary of Cambuskenneth, and the canons thereof, the church of Kyncardyn, with its chapels and lands, teinds and offerings of every kind, and all other just pertinents: To be held in free and perpetual alms, as freely, peaceably and honourably as they held and possessed any churches. Dated at Stirling, [*circa* 1199,] ..... 160 KINCARDINE

122. Letters by William (de Boscho), Bishop of Dunblane, granting and confirming to the church of St. Mary of Cambuskenneth, and the canons thereof, the church of Kincardin with its chapels, lands, teinds and offerings of every kind, its profits, and all just pertinents: To be held in free and perpetual alms, as freely, peaceably and honourably as the charter of King William bore, and as freely as they possessed other churches, [*circa* 1210,] 160

123. Charter by Abraham, Bishop of Dunblane, granting to the church of St. Mary of Stirling, and the canons thereof, the churches of Tulibody, Tuli-

KINCARDINE

Page

cultry and Kyncardyn, with the teinds and offerings, and profits of every kind, and all other just pertinents of the said churches: To be held by them in free and perpetual alms, as freely as the charters of the patrons of the said churches and the confirmations of the granter's predecessors bore, and as freely as the said canons held any churches, saving the granter's episcopal right. [*circa* 1220,] 161

124. Charter by Osbert, Bishop of Dunblane, with the consent of his Archdeacon and chapter, granting and confirming to the Abbot and canons of Stirling, the churches of Kincardin, Tulibody and Tulicultry, with the chapels, lands and all just pertinents thereof: To be held by them in free and perpetual alms; also, with consent of the clergy of the diocese of Dunblane, granting to the canons in compassion for their poverty, and in consideration of the small value of these churches, all the profits thereof to be freely converted to their own private use, with the privilege of presenting to the bishops of Dunblane, chaplains or clerks, or their own brethren, if they preferred it, to serve the churches, who should be responsible to the bishop in things spiritual, and account to the canons in regard to things temporal; saving episcopal right. [*circa* 1230,] 161

125. Letters by William, Bishop of Glasgow, and Galfrid, Bishop of Dunkeld, narrating a commission granted to them in that part by Pope Gregory the Ninth, dated at Viterbo, the 3rd day before the ides (11th) of June, in the eleventh year of his pontificate [1237,] which sets forth that in consequence of a representation made to his Holiness in person by the Bishop of Dunblane to the effect that, the church of Dunblane having formerly been vacant for upwards of 100 years, nearly all its property had been seized by secular persons, and that although latterly several bishops had been appointed to it, yet, through their simplicity and want of care, not only had the property not been recovered, but even that which had escaped the hands of the plunderers had almost entirely disappeared, and for nearly ten years no qualified person could be induced to undertake the charge of the church, and that it was then destitute of the comfort of a pastor. That his Holiness, on being made aware of this wretched

Page KINCARDINE.

state of matters, had appointed the Bishops of St. Andrews, Brechin and Dunkeld to make provision for the church; and that they had intrusted it to the Bishop of Dunblane, in the hope that he might succeed in restoring it to its former condition; but that he had found it so desolate that there was not in the cathedral church where to lay his head, there was no college, divine service being performed by a rural chaplain in the roofless church; the rents of the bishop too were so trifling that they would scarcely support him for half the year: That in these circumstances his Holiness, who had the daily care of all churches, charged the said Bishops of Glasgow and Dunkeld to proceed personally to the said church, and, if they found that matters were as they had been represented, to cause the fourth part of the teinds of all the parish churches of the diocese of Dunblane to be assigned to the said Bishop, if this could be done without grievous scandal, in order that he, with their advice, might allocate them for the support of a dean and canons to be appointed there, reserving a suitable portion for himself; otherwise, that the fourth of the teinds of all the churches of the diocese which were held by secular persons should be assigned to the Bishop, and that the Bishops of Glasgow and Dunkeld should transfer the episcopal seat to the Abbey of the canons regular of St. John in the diocese, power being granted to the canons themselves to elect a bishop when a vacancy occurred; the letters further bear that the Abbot and canons of Cambuskenneth having opposed the claim advanced by Clement, Bishop of Dunblane, in terms of the Pope's letters, to the fourth part of the teinds of all the parish churches of his diocese, both parties had at length submitted themselves to the decision of the above-mentioned bishops, both in respect to the ordering of the church of Dunblane, and in respect to the fourth of the teinds and the ordering of their churches in that diocese—Dunblane, Kincardin, Tulibody and Tulicultry—which were of small revenue and easily served; that these Bishops, in order to avoid scandal between the Bishop of Dunblane and Abbot of Cambuskenneth, ordained that the said Abbot and convent should find four merks yearly for the vicar who should officiate for them in the church of Dunblane, and that the Abbot and his successors should be canons in the church of Dunblane; and besides, that the house of Cambuskenneth

KINCARDINE

Page

should assign to the church of Dunblane four merks in a fixed and suitable place, of which the Bishop and his successors should dispose at their pleasure,—the last-mentioned four merks to be assigned after the death of Mr. Hugh de Boscho; and that the Abbot and his successors should be freed from payment of the fourth of the teinds and the institution of vicars in the churches of Kincardin, Tulybody and Tulicultry, and should present to the bishop qualified chaplains to officiate in them, who should be answerable to him in regard to spiritual matters. Dated at Dunblane, the fourth day before the calends of February (29th January), 1239, ... 162

126. Letters of Confirmation by the Dean and chapter of Dunblane of the letters and instruments of collation and confirmation by Clement, Bishop of Dunblane, and certain of his predecessors, to the Abbey of the church of St. Mary of Cambuskenneth, respecting the churches of Kincardin, Tulibody and Tulicultry, in the diocese of Dunblane, by which the Abbey obtained all the profits and fruits of the said churches for their own use for ever; and likewise of the agreement made between Clement, Bishop of Dunblane, and the Abbot of Cambuskenneth, set forth in No. 125. Dated at Dunblane, the 3rd day before the calends of February (30th January), 1239, ... 165

127. Charter by King William (the Lion), granting to the church of St. Mary of Cambuskenneth, and the canons thereof, the church of Kincardin, with its chapels and teinds and offerings of all kinds, and thirteen acres of arable land and a brewer's toft, with a garden and a toft at the field of St. Lolan, with a garden and a toft at the staff of St. Lolan, with a garden, and the whole land lying between the spring Faylayat on the east side, and the rivulet descending from Garthow on the west side, with the meadow on both sides as far as the moor of Lampurry, and grazing for thirteen cows on the King's land of Borland, and with all their just pertinents: To be held in pure and perpetual alms as freely as they held their other churches and lands. [*circa* 1199,] 166

128. Notarial Instrument on the institution by Mr. Patrick Coventre of Andrew, Abbot of Cambuskenneth, and Sir John Rannaldson, canon of the

Page KIPPANE

Abbey and syndic of the convent thereof, in the rectory of the parish church of Kippane, with all and sundry rights, rents, fruits, revenues, emoluments and pertinents belonging to the said rectory, by exhibition and delivery into their hands of book, chalice, and other ornaments of the high altar of the said church, in terms of a bull from the Pope and of the King's charter of the said rectory, granted to the Abbot and convent. Done before the high altar in the choir of the church of Kippane, 21st July 1510, ... 167

129. Charter by King James (the Fourth), narrating a grant made to the Abbey and canons of Cambuskenneth by the deceased Walter Earl of Menteith, and Alexander his son and apparent heir, for the welfare of the souls of the granters, and of Matilda, spouse of the said deceased Alexander, and for their selected burial-places in the Abbey, of the parish church of Kippane, with the right of patronage thereof, in the diocese of Dunblane and earldom of Menteith, in pure and perpetual alms; and, forasmuch as the church and patronage had been out of the possession of the Abbey for a long time past, for the welfare of the souls of the King's father and mother, James the Third and Margaret, his spouse, of good memory, whose ashes rested in the Abbey, confirming the said grant for himself and his successors, and of new granting to the Abbey and canons all right, claim and title of right, which they had or could have to the said church and patronage, both rectory and vicarage, after the demission or death of Mr. John Malyson, then rector thereof: To be held, the said church and right of patronage of the same, both rectory and vicarage, with the teinds, fruits, offerings, and others, in pure and perpetual alms, for prayers to be offered up by the canons for the King's father and mother. Dated at Stirling, 6th April 1496. 168

130. Letters by James, Bishop of Dunblane, with consent of his chapter, narrating a contract between them and Andrew Abbot of Cambuskenneth, and the convent thereof, dated at Dunblane, 13th March 1510, with respect to the strifes and controversies which had arisen, or which might in future arise, between them respecting their right to the parish

KIPPANE

Page

church of Kippane,—the Abbot and convent asserting that it belonged to them by gift of the patron, King James the Fourth, when it happened to become vacant, and that it was then vacant by the resignation or demission of Mr. Patrick Coventre, rector of the said church ; while, on the other hand, the Bishop and chapter asserted that the church was a prebend or canonry of the cathedral church of Dunblane, and in the gift of the Bishop of that diocese, and that, therefore, the grant by the King was of no avail, as he could neither take the right of patronage from the cathedral church nor diminish the number of its canons ; moreover, as the Abbot was a canon of the cathedral church, on account of the church of Kincardin, which belonged to his Abbey, he could not lawfully enjoy and possess two canonries or prebends together in the same church : To end the dispute, it was agreed between the parties, with consent of the King, that the vicarage of the church of Kippane, with all the fruits, rents, revenues, and others belonging thereto, with the sum of £20 Scots yearly to be levied and paid from the fruits, rents, and other profits of the rectory of Kippane, together with the manse of the prebend, should be erected into a canonry and prebend of the cathedral church of Dunblane, to be called the canonry and prebend of Kippane, and to be in the gift of the Bishop and his successors ; and that the Abbot and convent, and their successors, should have all the fruits of the rectory of Kippane granted in alms to them, under burden of the foresaid sum of £20 to be paid to the canon and prebendar, etc. Dated at Dunblane, 1st April 1511, ... 170

131. Notarial Instrument on the confirmation by King James (the Fourth), in a Parliament held at Edinburgh, of the grant which he formerly made to Henry, Abbot of Cambuskenneth, and to the convent thereof, by charter under his Great Seal, of the church of Kippane, for services to be performed, and prayers to be offered for the souls of his father and mother, himself and his ancestors and successors, according to the tenor of the preceding charter (No. 129). The King's brother-german, James Duke of Ross, the Archbishops of St. Andrews and Glasgow, and many others, are witnesses. Done in the Parliament House, at Edinburgh, 23d June 1496, ... 174

P.

KIRKINTULAUCH.

132. Charter by W., son of Thorald, Sheriff of Stirling, granting to the church of St. Mary of Stirling, and to the abbots and canons thereof, the church of Kirkintulauch, in perpetual alms, with half a carucate of land, and with all that belonged to the church, for the souls of himself and of his father and mother, and of his heirs, etc. : To be held as freely as any church was held or possessed by any one. [*ante* 1195,] 175

133. Charter by Alexander (the Second), King of Scots, confirming the resignation which William Cumyn, Earl of Buchan, for himself and his heirs, made to the church of St. Mary of Cambuskenneth and the canons thereof of all right which he or his heirs had or could have in the church of Kirkintulach, in its chapels and in everything belonging thereto : To be held in free, pure, and perpetual alms, with its chapels, lands, offerings, teinds and revenues of every kind, together with an oxgate of land adjoining the church land on the east side, which the said William granted to the canons in pure and perpetual alms. Dated at Clackmannan, 27th March, in the twelfth year of the King's reign, [1226,]... 176

134. Charter of Confirmation by Walter, Bishop of Glasgow, granting and confirming to the church of St. Mary of Stirling, and to the canons serving God there, the church of Kirkintulach, with its chapels, lands, teinds and revenues of every kind, with all their pertinents, to be converted to their own proper use ; with the privilege also to the canons of presenting to the granter and his successors chaplains, or qualified clergymen, to receive the vicarage of eight merks from the altarage of the church, who should serve it for the time, and be answerable regarding episcopal matters and every other duty pertaining to the foresaid church. [*circa* 1230,] 176

135. Letters by Robert (Blacader), Archbishop of Glasgow, directed to the Dean of the Lennox, narrating that Mr. John Stirling, who had been presented by the Abbot and convent of Cambuskenneth for collation to the perpetual vicarage of the parish church of Kirkintulach, vacant by the preferment of Mr. Robert Forman to the precentory of Glasgow, had been invested in the cure by the Archbishop personally ; and charging the dean to give Mr. John, or his procurator for him, actual and corporal

KIRKINTULAUCH

Page

possession of the vicarage, and to defend him in the same. Dated at Stirling, 31st May 1500, ... 177

136. Letter by the Official General of Glasgow to the curates of the parish churches of Lenze and Monyabrun, or to any other chaplain or notary public willing to undertake the execution thereof, narrating that in consequence of a complaint made to him by the Abbot and convent of Cambuskenneth, the Official General had summoned before him John Lord Flemyng, Great Chamberlain of Scotland, and the whole parishioners of Lenze or Kintulach, and on their failure to compear, had excommunicated them, and directed the letters of excommunication to the curate of Lenze, who received and read them, but refused to cause them to be put to due execution; and that one Thomas Flemyng laid violent hands on the messenger and bearer, beat him, and forcibly seized and carried off the letters, thus incurring the sentence of the greater excommunication; and further, that the curate of Lenze, Sir John Reid, and other clergymen named, continued to perform divine service when the said Thomas Flemyng and other excommunicated persons were present, in contempt of ecclesiastical censures; and therefore charging the receivers of his letter to summon the said Thomas Flemyng, Sir John Reid, curate of Lenze, Alexander Crestesone, and three other presbyters therein named, to compear before the Official General or his commissaries in the consistory of the Metropolitan Church of Glasgow, to hear sentence of excommunication passed against themselves, or to show reasonable cause why the sentence should not be pronounced. Dated at Glasgow, 20th March 1522, ... 179

137. Letters by King James (the Fifth), under the Great Seal, narrating a decree of the Lords of Council, in the action and cause raised by Alexander, Abbot of Cambuskenneth, and the convent thereof, against John Lord Fleming, for the wrongous and masterful spoliation and withholding from them of the teind-sheaves of the whole parish of the church of Lenze, in the shire of Dumbarton, belonging to them as parsons of the said church, for seven years past, extending to thirty-three chalders of meal and three chalders of bear: whereanent, both the parties being present, and their rights being considered, the said Lords of Council found and

Page

KIRKINTULAUCH

decreed that the said John Lord Fleming had done wrong in so withholding the teind-sheaves, and ordained him to cease therefrom, and also to pay to the convent the thirty-three chalders of meal and three chalders of bear. Dated at Edinburgh, 11th March 1523,..... 181

138. Notarial Instrument, narrating that Alexander, Abbot of Cambuskenneth, on the one part, and Malcolm Lord Fleming on the other part, compeared in the presence of a notary and witnesses, desiring an account of the teind-sheaves of the parish church of Lenze, belonging to the said Abbot and his convent, which teind-sheaves and fruits the said Malcolm, and the deceased John Lord Fleming, his father, had intromitted with, as Malcolm confessed, for eight years and one term preceding, and applied to their own use without accounting, and accordingly Malcolm rendered to certain auditors therein mentioned his account, in which he charged himself with certain sums of money and quantities of victual for the said teinds of the kirk of Lenze during the eight years and one term foresaid, amounting in all to £2528, 5s. 3d., certain payments being allowed which reduced the amount due to the Abbey to £2148, 5s. 4d. Dated at Edinburgh, 30th March 1527, ... 182

139. Act respecting the payment to be made by the Lord Flemyng to the Abbot of Cambuskenneth, under pain of excommunication, of the sum of 500 merks Scots, for the grassum and farm duty of the teind-sheaves of the parish church of Kirkintulach for three years, for which period the said teinds had been set in tack by the Abbot to the said lord, namely, eighty-three merks at each term of Martinmas and Whitsunday, till the whole was paid. Dated 10th October 1507, ... 186

140. Precept directed by Gavin (Dunbar), Archbishop of Glasgow, to the Dean of the Lennox, narrating that Sir John Clerk, canon of Cambuskenneth, in name and behalf of Mr. James Lyn, canon of Dunkeld, who had been presented by Alexander, Abbot of Cambuskenneth, had received investiture in the perpetual vicarage of the parish church of St. Ninian of Lenze, by the Archbishop placing his ring on the finger of the said Sir John, and charging the receiver of the precept to give Mr. James or his pro-

KIRKINTULAUCH

Page

curator corporal possession of the vicarage. Dated at Edinburgh, 1st March 1525, ... 187

141. Notarial Instrument, narrating that Sir William Paterson, canon of Cambuskenneth, compeared in presence of Sir William Erskine, curate of the parish church of Lenze, and requested the curate to induct him, in name and behalf of Mr. James Lyn, into the actual possession of the perpetual vicarage of Lenze, which the curate did by giving him the key of the door of the church, and delivering to him the chalice and paten, and the missal of the high altar of the same. Done in the choir of the church of Lenze, before the celebration of high mass, 10th June 1526, ... 189

142. Notarial Instrument on the institution given by Sir William Erskine, curate of the parish church of St. Ninian of Lenze, in terms of letters by Gavin, Archbishop of Glasgow, directed to Duncan Burnet, presbyter of the diocese of Aberdeen, and Master in Arts, collating the latter to the perpetual vicarage of the said church, which Mr. James Lyn had resigned on obtaining the perpetual vicarage of the parish church of Auchterhouse, in the diocese of Dunkeld, in exchange, and charging the Dean of the Lennox, or any curate to whom the letters should be presented, to institute him therein. The Archbishop's letters were dated in the Chapel Royal, near the Abbey of Holyrood, in the diocese of St. Andrews, 31st March, and the institution was given at the high altar of the parish church of Lenze, on 7th April 1527, ... 190

143. Letters by Gavin (Dunbar), Archbishop of Glasgow, directed to Mr. Alexander Annand, collating him to the perpetual vicarage of the parish church of St. Ninian of Lenze, vacant through the resignation thereof by Mr. Duncan Burnet in exchange for the pensionary vicarage of the parish church of Fern, held by Mr. Alexander, and charging the Dean of the Lennox to induct him. Dated in the archiepiscopal palace at Glasgow, 22d September 1530, ... 195

144. Notarial Instrument on the institution, in terms of the immediately preceding letters of the Archbishop of Glasgow, by Sir Andrew Simson,

curate of Lenze, of Mr. Alexander Annand, into the perpetual vicarage of the parish church of St. Ninian of Lenze: which institution was given by the delivery to him of the chalice and paten, the missal, the ornaments of the altar, and the key of the door. Done at the high altar of the said parish church, at the time of high mass, when the parishioners were assembled, 25th September 1530, ... 197 KIRKINTILLOCH.

145. Charter by King Robert (the Bruce), granting and confirming to the Abbot and canons of the Abbey of Cambuskenneth, for the welfare of the souls of himself and of his ancestors and successors, Kings of Scotland, the patronage of the church of Kilmaronock: To be held by them and their successors in free, pure and perpetual alms, as freely as the right of patronage of any church could be granted by his Majesty or his predecessors to any abbey. Dated at Scone, 16th January, in the twentieth year of the King's reign, [1325,] ..... 199 KILMARONOCK.

146. Letters by John (Lindsay), Bishop of Glasgow, granting to the Abbot and convent of Cambuskenneth, in consideration of their hospitality, the church or chapel of Kilmaronock, the right of patronage whereof had been bestowed on them by the King, together with the lands, teinds, offerings, and whole just pertinents thereof, under reservation of the right of the rector of the said church until his resignation or death, or his removal in any other lawful way; and reserving also to the granter the appointment to the vicarage of the church when it happened to become vacant. Dated at Cambuskenneth, 22d November 1325, ... 200

147. Letters of Confirmation by the dean and chapter of Glasgow, narrating the foregoing charter (No. 145), and the immediately preceding Letters (No. 146,) and confirming the grants made therein. Dated at Glasgow, Friday next after the Feast of the Translation of Saint Thomas the Martyr (10th July) 1327, ... 201

148. Letters of Collation by John (Lindsay), Bishop of Glasgow, directed to the Dean of the Lennox, for instituting the Abbot and convent of Cambuskenneth in the church of Kilmaronock, vacant by the resignation of Sir John of Lindesay, last rector thereof,—the Bishop reserving to himself the

KILMARONOCK

Page

ordering of the vicarage of the said church, upon the presentation of the Abbot and convent, when a vacancy occurred. Dated at Glasgow, Wednesday next before the Feast of Saint Barnabas the Apostle, (8th June) 1328, ... 203

149. Letters by the Official of the Court of Glasgow, bearing that the cause which had long been discussed before him in the Consistorial Court of Glasgow between the Abbot and convent of Cambuskenneth, rectors of the the parish church of Kilmaronock, on the one part, and Sir Maurice, perpetual vicar of the same, on the other part, regarding the payment of the procurations of the said church, which the Abbot and convent asserted to be due by the vicar, was at length amicably settled before him in judgment in the following manner; namely, that Sir Maurice as vicar should in time to come pay the procurations of the said church when due on account of canonical visitation, and that the Abbot and convent should remit and quitclaim to him all expenses connected with the litigation between them. Done in the consistory of the High Church of Glasgow, 31st January 1351, ... 204

150. Confirmation by Pope John (the Twenty-first) of the charter (No. 145) by King Robert Bruce, granting to the Abbot and convent of Cambuskenneth the right of patronage of the parish church of Kilmaronock, in the diocese of Glasgow, and forbidding any one to infringe the letters of confirmation on pain of incurring the indignation of the Almighty, and of Peter and Paul, his apostles. Dated at Avignon, the 10th day before the calends of July, in the eighteenth year of the Pope's pontificate (22d June 1334). 205

151. Letters by Pope Clement (the Sixth), directed to the Bishop of Glasgow, narrating that a petition had been presented to his Holiness on behalf of William, Abbot of Cambuskenneth, and the convent thereof, bearing that John, Bishop of Glasgow, his predecessor, had confirmed to them the charter by King Robert (the Bruce), granting to them the right of patronage of the parish church of Kilmaronock, in his diocese, and had, in compassion for the poverty of the abbey, granted to them the church itself, then vacant by the resignation of the deceased Mr. John

Page

KILMARONOCK

Lindsay, formerly rector there, under reservation to the Bishop of the ordering of the perpetual vicarage of the same for a vicar to be instituted by him when a vacancy occurred, on the presentation of the Abbot and convent; and charging the Bishop of Glasgow to inquire into the various points embraced in the petition, and if he found them to be truly stated to confirm by his apostolic authority the grant and confirmation thereof, and to assign, if necessary, a suitable portion out of the rents and profits of the church for the maintenance of a perpetual vicar. Dated at Avignon, the 6th day before the nones of (2d) October, in the first year of the Pope's pontificate [1342,] 205

152. Letters of Collation by Robert (Blacader), Archbishop of Glasgow, directed to the Dean of the Lennox, for instituting and collating Sir John Naper, presented by the Abbot and convent of Cambuskenneth to the perpetual vicarage of the parish church of Kilmaronock, vacant by the resignation or demission of Sir Andrew Whitehead, last vicar thereof, in exchange for the rectory of Auldkrathy (Auldcathy), in the diocese of St. Andrews. Dated at Glasgow, 3d September 1507, ... 207

153. Letters of Collation by James (Bethune), Archbishop of Glasgow, directed to the Dean of the Lennox, for collating Sir Richard Stirling, presbyter, presented by the Abbot and convent of Cambuskenneth, to the perpetual vicarage of the parish church of Kilmaronock, vacant by the death of Sir John Napier, last vicar thereof, Sir Richard having already been personally invested in the cure by the Archbishop placing his ring on his finger. Dated at Edinburgh, 13th May 1522,..... 209

154. Notarial Instrument, narrating the compearance of Sir Richard Stirling, in presence of Sir Alexander Libburn, curate of Kilmaronock, requiring the latter to induct him into the actual possession of the perpetual vicarage of Kilmaronock, in terms of the preceding letters of collation by the Archbishop of Glasgow in his favour: with which request the curate complied, and invested Sir Richard in the same, by delivering to him the key of the door, the chalice and paten, and the missal of the high altar of the said church, etc. Done in the choir of the church of Kilmaronock, [15th May 1522,] 211

KILMARONOCK.

Page

155. Letters of Collation by Gavin (Dunbar), Archbishop of Glasgow, directed to the Dean of the Lennox, bearing that the perpetual vicarage of the parish church of Kilmaronock was then vacant, through the resignation thereof by Mr. Walter Mailvile, the last vicar, in exchange for the benefice of the parish church of St. Patrick of Strogeith, which Mr. Robert Graham held; and directing the Dean and other presbyters in the granter's diocese, to give institution into the said vicarage to the said Mr. Robert Graham, who had been presented thereto by the Abbot and convent of Cambuskynneth. Dated at the archiepiscopal palace of Glasgow, 8th June 1527, ... 212

156. Letters by Gavin (Dunbar), Archbishop of Glasgow, directed to Sir Maurice Clerk, presbyter, on the presentation in his favour by the Abbot and convent of Cambuskynneth, the patrons, collating him to the perpetual vicarage of the parish church of Kilmaronock, which Mr. Robert Graham had resigned in exchange for the vicarage of the parish church of Drymen; and charging the Dean of the Lennox, or any other ecclesiastical persons in the diocese of Glasgow, to give the said Sir Maurice institution or investiture therein. Dated in the church of Glasgow, 25th July 1527, ... 214

157. Notarial Instrument, narrating the compearance of Sir Maurice Clerk in presence of Sir David Thomas, curate of Kilmaronock, requesting the latter to give him corporal possession of and institution into the perpetual vicarage of the parish church of Kilmaronock, in terms of the foregoing letters of collation in his favour, following upon a presentation by the Abbot and convent of Cambuskynneth, patrons of the said church of Kilmaronock: which investiture the curate gave, by delivering to the said Sir Maurice the key of the door of the church, and other things requisite. Done in the parish church of Kilmaronock, 28th July 1527, ... 216

158. Decree by the Lords of Council anent the summons raised at the instance of Alexander, Abbot of Cambuskenneth, and the convent thereof, against John Buchanan, James Haldane of Gleneagles, and others, parishioners of Kilmaronock, for wrongfully withholding from the complainers the teind-

Page

KILMARONOCK

sheaves of the parish and church belonging to them, as patrons; whereby the whole defenders were decerned to pay to the Abbot and convent the amounts of grain and fodder therein particularly specified for the teind-sheaves of their respective lands within the parish. Dated at Edinburgh, 26th February 1528, ... 218

159. Contract between Alexander, Abbot of Cambuskenneth, and Andrew Lord Avendale, by which it was agreed that although the latter owed to the former and his convent £72 of the fruits of the kirk of Kilmaronock for crop 1526, and had also intromitted with a part of the fruits for the year 1527, yet, because he had renounced his right to a tack of the said fruits granted to him by the Abbot and convent, and had promised to assist them and their factors in collecting and uptaking the fruits foresaid, the Abbot discharged Lord Avendale of the said sum, and assigned to him the portion of the fruits for crop 1527, still unpaid, and became bound to pay 200 merks to his mother, to get her acquittance therefor, and deliver it to him. Dated at Edinburgh, 9th December 1529, ... 222

KYNNOULL

160. Charter by Robert Erskine, lord of that ilk and of the barony of Kinnoull, granting to the Abbot and convent of Cambuskenneth, and their successors, for the welfare of the souls of himself, his predecessors, heirs and successors, lords of the barony of Kinnoull, the patronage of the church of Kinnoull: To be held by them and their successors in free, pure and perpetual alms, as freely as any advowson or right of patronage of any church was held by any abbey or religious house from any earl or baron in the kingdom. Dated at Stirling, 27th January 1361, 224

161. Charter by William (de Landal), Bishop of St. Andrews, with consent of the Prior and chapter thereof, by which, after setting forth the preceding grant of the patronage of the parish church of Kinnoull, and stating that he had often been urged by Sir Robert and by King David, at his instance, to grant the church itself to the Abbey and convent, he, considering the devotion of the granter, the urgency of the Prince, and the loss and damage which the Abbey had suffered by war and by lightning, granted to them the said church, with its lands, teinds, offerings, and whole pertinents, and invested therein Gilbert, Abbot of Cambuskenneth,

KYNNOULE.

Page

reserving the right of Brice, rector of the said church, until his resignation or death; the grantees being bound to maintain divine service in the church by a qualified chaplain, saving the rights of the Bishop and the Archdeacon. Dated at St. Andrews, 7th February 1361,..... 225

162. Charter by King David (the Second), confirming the grant made to the Abbot and convent of Cambuskenneth by Robert of Erskin, knight, of the patronage of the parish church of Kinnoull (No. 160). Dated at Edinburgh, 7th April, in the thirty-second year of the King's reign, [1361,] 226

163. Letters by William (de Landal), Bishop of St. Andrews, and the Prior and chapter thereof, confirming the charters Nos. 160 and 161, and ordaining that £10 yearly should be paid out of the fruits of the church of Kynnoule to the perpetual vicar or curate thereof for his support; saving the rights of the Bishop and Archdeacon. Dated at St. Andrews, 7th February 1361, ... 227

164. Letters by William (de Landal), Bishop of St. Andrews, directed to Sir Andrew, perpetual vicar of Perth, setting forth that he, with consent of his chapter, had granted to the Abbot and convent of Cambuskenneth the church of Kinnoull, and charging the vicar to institute the Abbot in his own name and in the name of his convent in the said church and induct him as true rector thereof, so that it might not be necessary to grant institution anew on the retirement or death of the rector then in possession. Dated at Monimail, 19th February 1361, ... 229

165. Bull by Pope Clement (the Seventh), directed to the Bishop of Glasgow, narrating a petition presented to his Holiness on behalf of the Abbot and convent of Cambuskenneth, bearing that William, Bishop of St. Andrews, had granted to them the parish church of Kinnoull, in the diocese of St. Andrews, and that they had peaceably possessed the said church for about two years after the death of Brice de Bry, the last rector thereof, when a dispute arose between them and Andrew of Trebrine, a priest of the diocese, who maintained that the church had been provided to him by apostolic authority, and that he had obtained a final judgment in his favour adjudging it to him, and that, upon the pretext of this judgment,

Page KYNNOULE

the said Andrew had deprived the Abbot and convent of it, and thereafter held it himself; and charging the Bishop of Glasgow to inquire into the circumstances set forth in the petition, and if he found it expedient that the church of Kinnoull should be united to the Abbey, to cause it to be annexed thereto, so that when it should become vacant by the resignation or death of the said Andrew, the Abbot and convent should freely obtain corporal possession thereof, and of its fruits, rents, and whole profits and pertinents; also charging him to assign a suitable portion of these fruits, rents and profits for the maintenance of a perpetual vicar to officiate in the church. Dated at Avignon, the 7th day before the calends of November, in the first year of the Pope's pontificate, [26th October 1378,] 230

166. Bull by Pope Benedict (the Thirteenth), directed to the Bishop of St. Andrews, narrating the petition set forth in the preceding bull (No. 165), and stating that in consequence of Pope Clement having died before the annexation authorized by that bull could be carried into effect, the annexation had been annulled; but seeing that a new petition had been presented by Robert King of Scots, and the Abbot and convent of Cambuskenneth, his Holiness charged the Bishop of St. Andrews to inquire into the circumstances set forth in the latter petition, and, if he found them true, to unite the church of Kinnoule to the Abbey by his apostolic authority, and to assign a competent portion of the fruits and rents thereof for the maintenance of a perpetual vicar, to be presented to it by the Abbot and convent of Cambuskenneth. Dated at Nice, the 4th day before the nones (2d) of April, in the eleventh year of the Pope's pontificate, [1405,] ... 233

167. Notarial Instrument, narrating that Sir Richard of Craufurd and John of Benyne, canons regular of the Abbey of Cambuskenneth, compeared in presence of a notary and witnesses in the vestry of the parish church of Perth, and that Sir Richard produced letters-patent, under the seal of the abbey, convent and chapter of Cambuskenneth, appointing him their procurator for discussing and determining certain controversies between them and Mr. Andrew of Trebrone respecting the possession of the church of Kynnoule, and that upon these letters being read in presence of Sir Andrew of Petscoty,

KYNNOULE

Page

perpetual vicar, and John Gill, Provost of Perth, the latter, addressing Mr. Andrew, said that his master, the Earl of Craufurd, had agreed with the Abbot of Cambuskenneth that the fruits of the church of Kinnoull should belong to him (Mr. Andrew) for the year then current, and after that he must be contented with £20 yearly, to be paid to him during his lifetime or till he obtained another benefice, and that the whole church of Kynnoule, in property and possession, should belong to the abbey and convent; to which both Mr. Andrew and Sir Richard, as procurator for the said Abbot and convent, agreed. Done in the church of Perth, 26th September 1403, ... 236

168. Notarial Instrument, narrating that Sir Nicholas of Erskine, knight, lord of the barony of Kinnoull, had appeared personally in the chapter-house of Cambuskenneth, and confirmed the grant made by Sir Robert of Erskine, knight, his father, to the Abbot and convent thereof, of the patronage of the parish church of Kynnoule, and had resigned all right which he or his heirs could have thereto into the hands of the Abbot and convent, to be held by them in pure and perpetual alms, in terms of the charter granted by Sir Robert Erskine; and that the Abbot and convent had granted to Sir Nicholas and his heirs the right of presenting to the vicarage of the church, which was endowed with a pension of twelve merks from the fruits thereof. Done in the chapter-house of the Abbey of Cambuskenneth, 21st March 1400, ... 239

169. Letters by John, Prior of the Metropolitan Church of St. Andrews, and Vicar-General, the see being vacant, stating that he had caused Mr. John Boswell, claiming to be rector of the parish church of Kynnoule, and all others having interest, to be cited to see and hear the collation of the rectory granted to him on the presentation of James, Archbishop of Glasgow, Chancellor, on behalf of the King, cancelled and annulled, and that on the day appointed the said Mr. John having compeared, with his agent, in the aisle of the said church of St. Andrews, Sir William Nory requested the Prior to cancel the said collation, and to grant collation of the rectory to him (Sir William), on the presentation of Alexander Earl of Huntlie and Isabella Gray, his Countess, to whom he alleged this turn of the presentation belonged; against which the

Page

KYNNOULE

agent for Mr. John Boswell protested, alleging that there was a suit respecting the said church depending before the Court of Rome against Mr. John at the instance of Mr. William Stewart. At length Alexander, Abbot of Cambuskenneth, compeared for himself and his Abbey, and having produced a libel in duplicate, which is therein narrated, proposed that the cause should be proceeded with, that the collation given to Mr. John Boswell should be cancelled, and that collation should not be given to Sir William Nory, because the patronage of the church belonged to the Abbey of Cambuskynneth by the gift of the Lord of Kynnoule, the undoubted patron thereof, which gift was confirmed by the Bishop of St. Andrews and his chapter, and by the Pope: All which the Abbot offered to prove, and requested that the Prior would decide accordingly. Done in the aisle of the Metropolitan Church of St. Andrews, 18th November 1521, ... 241

KETLISTOUN.

170. Grant by King David (the First) to the Abbot of Stirling and the canons thereof, for the welfare of the souls of himself and his ancestors, of the land of Ketlistoun in perpetual alms, as free from all secular service as the other lands which they held of the King. At Kinross, [*circa* 1150,] 250

171. Charter by King Alexander (the Second), confirming the quitclaim which William of Ketliston made for himself and his heirs, in presence of Galfred, Bishop of Dunkeld, and others, of the land of Ketliston to the Abbot and convent of Cambuskenneth, and the grant made by the Abbot and convent to William and his next heir of their lands of Benyn and Duglyn in return for the said quitclaim and resignation; and further confirming the grant which the Abbot and convent thereafter made to William and his heir of the land of Badyndath in excambion for the lands of Benyne and Duglyn, with the addition of eight merks to be paid to William and his heir by the Abbot and convent: To be held by William and his heir foresaid during their whole life, in terms of their charter thereof, saving the King's service. Dated at Stirling, 7th January, in the thirty-first year of the King's reign, [1244,] 250

172. Exemption by the Auditors of Exchequer, of the people dwelling on the lands of the barony of Ketlistoun from the payment of £10 of the

Page

KETLISTOUN. two bludewits of James Brocas and his son, allocated on them in the account of James Hamilton of Kincavill, Sheriff of Linlithgow, because Ketlistoun was known to belong to the Abbot and convent of Cambuskynneth, and because the Sheriff had proceeded unjustly against the said James and his son, while the Abbot was absent in England as one of the King's ambassadors, on the business of the State. Dated 14th July 1525, 251

173. Precept by King Robert (the Third) to the Sheriff of Edinburgh and his Bailies of Linlithgow, stating that William, Abbot of Cambuskenneth, had appeared in presence of his Majesty, and complained that they exacted from the lands of Ketlistoun, in the constabulary of Linlithgow, common suit and services, contrary to the tenor of the charter by the deceased King David in favour of the Abbey ; and charging them to abstain therefrom in future. Given under the Privy Seal, at Scone, after his Majesty's coronation, 18th August [1390,] 251

KARELL. 174. Charter by King William (the Lion), granting and confirming to the church of St. Mary of Cambuskenneth and the canons thereof, one merk of silver yearly for light, which the Countess Ada, his mother, gave to them in the burgh of Karell (Crail) : To be held in pure and perpetual alms as freely, peaceably and honourably as his mother's charter bore. At Stirling, [*circa* 1174,] 252

175. Charter of Confirmation by King William (the Lion), granting and confirming to the church of St. Mary of Stirling and the canons serving God there, a full toft in the burgh of Karell which his mother the Countess Ada gave to them, with half a carucate of land in Petcorthun, with common pasturage : To be held as freely and peaceably in pure and perpetual alms as the charter of the Countess bore. At the Castle of Edinburgh, [*circa* 1174,] 252

KINTULACH. 176. Bull by Pope Gregory (the Eleventh), confirming the grant made by Robert of Erskin, knight, and Christian of Keith, his spouse, for the welfare of the souls of themselves and their ancestors, and of all the faithful dead, of their whole land in the place of Kintulach, in the earldom of Stratherne, to the Abbot and convent of Cambus-

Page

KINTULACH

kenneth : To be held by them in free, pure and perpetual alms, as freely and honourably as any land in Scotland could be granted in pure and perpetual alms to any abbey, for performing divine services in masses and other prayers for the granters and others above referred to, daily for ever. The charter of Robert of Erskin is dated at Stirling, 8th September 1361, and the Pope's confirmation is dated at Avignon, the 5th day before the ides (9th) of April, in the fourth year of the Pope's pontificate, [1374,] 253

177. Charter by Johanna, Countess of Stratherne, in her widowhood, to Sir Robert of Erskin, knight, for his homage and service, and to Dame Christian of Keith, his spouse, the granter's "dearest cousin," and to the survivor of them, and to the lawful heirs of their bodies, of the lands and tenements of Kintulach, in the earldom of Stratherne : To be held by the said Sir Robert and Christian, and their foresaids, whom failing, by the lawful heirs of Sir Robert, of the granter and her heirs in feu and heritage, for rendering the King's foreign service pertaining to the said lands and tenements, and for paying to the granter and her heirs yearly a penny of silver, in name of blench farm, only if asked, for wards, marriages, or reliefs, and all other services. [*circa* 1361,] 255

178. Charter by Robert Steward of Scotland and Earl of Stratherne, confirming the charter granted by Sir Robert of Erskin, knight, and Christian of Keith, his spouse, narrated in the preceding bull, No. 176. Dated at Methven, 12th September 1361, ... 256

179. Letter of Resignation by John of Megille, lord of the third part of Kintulach, resigning into the hands of the Abbot and convent of Cambuskenneth, his superiors, the said third part of the lands of Kintulach, in the earldom of Stratherne and shire of Perth, which he held of the Abbey in chief, to be disponed by them at their pleasure. Dated at Megille, 16th February 1381, ... 258

180. Letters by King David (the Second) to the sheriffs and their bailies of Perth, narrating that the land of Kintulach in their bailiery had been granted to the Abbey and convent of Cambuskenneth in pure and perpetual alms,

KINTULACH

Page

and that the grant had been confirmed both by the King and by the Apostolic See; and forbidding the sheriffs and bailies to levy contributions upon the inhabitants of the said eleemosynary lands, or compel them, or suffer them to be compelled, to perform any other services than such as were rendered by the possessors of other alms lands within their bailiery. Given under the Privy Seal at Edinburgh, 1st May, in the fortieth year of the King's reign, [1369,] 259

181. Decree pronounced by John of Levingstoun, knight, and others, on the one part, and Walter of Murreff of Drumsergart and others, on the other part, arbiters mutually chosen by the Abbot of Cambuskenneth and William of Fentoune, younger, to determine all actions between them, finding that William should assith the Abbot for the relief of his land of Kintulach, and fulfil thereanent the terms of his obligation to the Abbot; also, that he should restore to the Abbot's men of Kintulach, within ten days, ten oxen and five cows which had been wrongously taken from them, and were still kept by him: and with reference to a complaint by William against the Abbot relative to the eating of his part of the meadow of Kyntulach, they ordained that the Abbot should assith William for the third part thereof. There are other findings in this decree, by one of which Robert of Dunbarny, for having spoken "dispituisly" of the Abbot and his court, is ordained to come to the Abbey on Lady-day, hoodless, hoseless, hatless, shoeless, with a wax candle in his hand, and ask the Abbot's forgiveness on his knees, etc. etc. Dated at the kirk of Perth, 13th February 1389,..... 259

182. Charter by Alexander, Abbot of Cambuskenneth, and the convent thereof, granting and confirming to Mr. Henry Quhite, canon of Moray, etc., rector of St. Modoce, official of Dunblane and lord of Auchnaguff, heritably, whom failing, to John Quhite of Lumbenny, his brother's son, and the lawful heirs of his body, whom failing, to Robert Quhite of Tethindade, brother-german of the said John, and the lawful heirs of his body, the third part of all and sundry the town and lands of Kintulach, with the third part of the mill thereof, lying in the parish of Dunbarney, near the Bridge of Erne, in the shire of Perth, which formerly belonged to James Fentoun of Ogill, and were held from the Abbey in chief, and

Page

had been resigned by the said James into the hands of the granters, as superiors, in favour of the said Mr. Henry and the persons foresaid, on payment of a certain sum of money; the said lands and others to revert to the granters on the failure of the persons foresaid and their heirs, or on their alienating any part thereof without the granter's permission and confirmation: To be held as freely, fully and honourably as any lands in the realm of Scotland, for rendering to the Abbot and convent, and their successors, the services due and wont, and paying to a chaplain for performing masses for ever for the soul of the said Henry seventeen merks of annualrent. Dated at Cambuskynneth, 1st June 1530, ... 261 KINTULACH

183. Letters by William, Bishop of Dunblane, with consent of the dean and chapter thereof, and of Mr. Henry Quhite, canon of Moray, and Sir Stevin Culrois, chaplain of the chaplainry of the Trinity altar in the cathedral church of Dunblane, founded by the said Mr. Henry, by which, on the narrative that the Abbot and convent of Cambuskenneth, as superiors, had infeft Mr. Henry in the third part of the lands of Kintulach, and the third part of the mill thereof, which were to descend after him to John and Robert Quhite, and their heirs, and failing them to revert to the Abbot and convent; and that the said Mr. Henry had, with consent of the Abbot and convent, infeft a chaplain to serve in the said cathedral church in an annualrent of seventeen merks yearly, the granters became bound, for themselves and their successors, upon the said lands and mill reverting to the Abbey, and upon the Abbot and convent securing to the chaplain and his successors as good an annualrent, to resign the annualrent of seventeen merks which the chaplain held out of the said lands and mill to the Abbot and convent, to remain with them and their successors for ever. Dated at Dunblane, 26th March 1533 and 4th March 1534, ... 264

184. Letters by Richard (Inverkeithing), Bishop of Dunkeld, with consent of the Dean and chapter thereof, and of the Abbot and convent of Cambuskenneth, stating that the church of Kinclevin had been divided into two parts, of which the one belonged to the precentor of Dunkeld, and the other to the Abbot and convent of Cambuskenneth, in consequence of which KINCLEVIN

KINCLEVIN.

Page

there was great danger to the souls of the people from the church not being well served, and that therefore the granters, having regard to the advantage both of the church of Dunkeld and of the Abbey, ordained that the church of Kinclevin, with all its cure and burden, with its lands, teinds and profits, and all its just pertinents, should belong to the precentory of the kirk of Dunkeld for ever; reserving to the Abbot and convent six merks yearly, to be paid to them by the precentor of the church of Dunkeld for the time being, for ever, in name of simple benefice; and in the event of the precentor of Dunkeld, for the time being, delaying the payment of the six merks beyond fifteen days after the term appointed, he should pay, for each week beyond the fifteen days, half a merk to the fabric of the bridge of Dunkeld, in name of penalty; the Bishop, for himself and his successors, becoming bound to compel the precentor to pay the six merks and the penalty, and to hold the Abbot and convent skaithless: The precentor being bound to serve the church of Kinclevin by a qualified chaplain, and to answer for the episcopal and all burdens pertaining to the church, and to find a qualified and honest chaplain, besides his vicar, to perform the mass of the Holy Virgin Mary daily for ever, in the church of Dunkeld: The Bishop and chapter ordained also that the church of Lecroth (Lecropt), in which previously the Abbot and convent of Cambuskenneth had no right, with all its pertinents, should, on the granters' collation, pertain to the Abbot and convent for ever for their own private uses, they causing the church to be served by a qualified chaplain to be presented to the Bishop and his successors, reserving to the latter their episcopal rights in the church, according to ancient usage; and declaring that the Abbot and convent had right to the half of all the teinds of the church of Kinclevin, and the whole offerings and income, for which they were bound to cause service to be performed there in a becoming manner by a qualified chaplain. Dated at Dunkeld, on the day after All Saints (2d November), 1260, ... 267

185. Instrument narrating that, on the Monday next before the Feast of Saint Urban, Pope and Martyr, (19th May) 1315, the Abbot and convent of Cambuskenneth appeared by William of Anand, their Prior and pro-

Page

KINCLEVIN

curator, in the church of the Carmelite Friars, near Perth, before William, Bishop of Dunkeld, and begged that Sir Duncan, then precentor of Dunkeld, who was there present on citation, should be compelled by the Bishop's ordinary authority to pay to the Abbot and convent an annual pension of six merks due by him to the Abbey in the church of Kinclevin, under an arrangement made by Richard, sometime Bishop of Dunkeld, together with the arrears for eight years during which he had not paid the pension, and that he should be ordered to pay the same yearly in time to come without trouble at the terms appointed; and that, after some discussion, by advice of the Bishop, and of Nicholas, Bishop of Dunblane, and others who were present, William, as procurator for the Abbey, gave up the claim to the arrears, the precentor declaring that he was unable to pay them on account of the poverty of his church; and with respect to the payment of the pension in future, it was agreed that the precentor should pay to the Abbey the first year one merk sterling, the second year two merks, the third year three merks, and so on until the sixth year, when he should pay six merks, and thereafter he should pay the full pension at the stated terms. Dated at the church of the Carmelite Friars, near Perth, Monday above mentioned, (19th May) 1315, ... 270

LINLITHGOW.

186. Resignation by John Rannaldson, son and heir of the deceased Patrick Rannaldson, burgess of Linlithgow, through his procurators, into the hands of Henry, Abbot of Cambuskenneth, of an acre of arable land, with the pertinents, lying within the shire of Linlithgow, at the east end of the burgh thereof. Dated at Linlithgow, 10th February 1493,..... 271

187. Notarial Instrument, narrating that David, Abbot of Cambuskenneth, as procurator of John of Annand, canon of the Abbey, compeared before a notary and witnesses, and required Alexander Haithwy, bailie of the burgh of Linlithgow, to proceed to a certain tenement within the burgh, the boundaries of which are described in the instrument, and to give him sasine thereof, in name of the Abbey and convent, in terms of his charter; and that the bailie, resignation of the tenement having before been made into his hands by the procurators of the said Sir John of Annand, gave sasine and personal possession thereof to

Page

LINLITHGOW. the Abbot, in name and behalf of the convent of the Abbey, and their successors, in pure and perpetual alms for ever. Dated 22d August 1440, ... 272

MURETOUN. 188. Charter by David Flemyng, lord of Bigar, with consent of Malcolm Flemyng, his son and heir, from motives of piety, and for the welfare of the souls of his father and of himself and of his dearest spouse, Isabella, and of all his predecessors and successors, and of all the faithful dead, granting to the Abbey of Cambuskenneth, and the canons worshipping God there, for ever, all and sundry the lands of Muretoun, formerly called Lady-land, with their pertinents, in the shire of Stirling : To be held from the granter and his heirs by the foresaid canons, and their successors, in pure and perpetual and peaceable alms, for ever; with courts, issues and escheats of courts, and whole just pertinents belonging to the said lands, as freely as any alms were given and granted within the realm of Scotland, for performing for all the souls foresaid at masses and hours special orisons every day for ever, in place of all other burdens and secular services exigible from the said lands. Dated at Stirling, 8th November 1399, 274

189. Charter of Confirmation by King Robert (the Third), under the Great Seal, of the foregoing charter by David Flemying, Lord of Bigar, of the lands of Muretoun in favour of the Abbey and canons of Cambuskenneth : To be held in pure and perpetual alms, and in mortmain for ever, for offering up prayers for the king and his successors. Dated at Linlithgow, 24th February 1400, ... 275

MOBBISCROFT. 190. Charter by King David (the First), granting and confirming to the Abbot of Stirling and to the canons serving God there, the land lying between the Forth and the road leading from Stirling to the ships as far as the stream which comes down from the King's mill on the Forth ; the fishings of Karsy and Tulibody, and easements in the King's wood of Keltor, for their private use : To be held of the King and his heirs in free and perpetual alms, as freely, peaceably and honourably as His Majesty granted any alms to be held in his kingdom. At Stirling, [*circa* 1150,]..... 278

MALAR. 191. Charter by Hugh, Bishop of St. Andrews, granting to his Abbot and friars of Stirling, and to their church, his whole land of Malar : To be held of

Page

MALAR.

the granter and his successors free from all custom and service which pertained to him and his foresaids, for payment of ten shillings every year at Martinmas. [*circa* 1180,] 278

PETCORTHY.

192. Charter by the Countess Ada, mother of the King of Scots (William the Lion), granting to the church of St. Mary of Stirling and to the canons serving God there, one full toft in her burgh of Kerell (Crail), and half a carucate of land in Petcorthyn, with proportional common pasturage in free and perpetual alms, for the welfare of the souls of herself and of Earl Henry and her ancestors. This charter inhibits any one from molesting or injuring the grantees with respect to the said land, and is dated at Haddington, [*circa* 1153,] 279

PERTH.

193. Charter by King William (the Lion), granting and confirming to the church of St. Mary of Stirling and to the canons serving God there, one full toft in his new burgh of Perth: To be held by them in free and perpetual alms, as freely, peaceably, fully and honourably as the King's other abbacies held any toft in any of his burghs. Dated at Perth, [*circa* 1165,]..... 279

194. Charter by Malcolm (the Fourth), King of Scots, granting to the church of St. Mary of Stirling and to the Abbot and convent serving God there, for the welfare of the souls of himself and his ancestors, in free and perpetual alms, fifty shillings yearly of his cane of Perth, and that annualrent which the canons of Edinburgh used to hold of the King of his cane of Perth; the annualrent of fifty shillings being in lieu of the cane of one ship which the canons of Stirling were wont to have from the King yearly at Perth: This charter is addressed to Franks and Angles, Scots and Galwegians, and is dated at Perth, [*circa* 1165,]..... 280

195. Final judgment pronounced by John Weddale, canon of Moray and principal official of St. Andrews, decerning John Donyng, burgess of Perth, to pay to the Abbot and convent of Cambuskenneth twenty shillings yearly of farm-duty for twenty years prior to 1520 in respect of his intromission during that period, either by himself or others in his name, with a croft of land belonging to the Abbot and convent, lying near the place of the Carthusians of Perth; together with the taxed expenses of the

Page

PERTH

lawsuit and sentence. Done in the church of St. John the Evangelist, in the city of St. Andrews, and sealed with the seal of the officialate thereof, 8th August 1520, ... 281

PLANE

196. Charter by King David (the Second), from motives of piety, and for the welfare of the souls of himself and Margaret Queen of Scotland, and of his ancestors, heirs and successors, granting to the church of St. Mary of Cambuskenneth and the canons serving God there, an annualrent of ten pounds of silver due to the King yearly from the lands of Plane, in the shire of Stirling: To be held by the Abbot and convent and their successors of the King and his heirs and successors, Kings of Scotland for the time, in free, pure and perpetual alms, without contradiction or diminution from any cause or accident whatever, at the hands of any persons whatever into whose possession the said lands of Plane might come. This charter contains an injunction to the sheriff of Stirling, in the event of the proprietors or tenants of the said lands refusing to pay the said sum at the due time, to distrain their goods, moveable and immoveable, wherever found, that the said Abbot and convent might be fully paid term by term. Dated at Perth, 25th August, in the thirty-sixth year of the King's reign, [1364,] 282

197. Charter by King David (the Second), after and notwithstanding the general revocation in a Parliament held at Scone of all the King's grants, granting and confirming to the church of St. Mary of Cambuskenneth and to the canons serving God there, for the welfare of the souls of himself and Margaret, Queen of Scotland, an annualrent of ten pounds of silver due to him yearly from the lands of Plane, in the shire of Stirling: This charter is in the same terms as the one immediately preceding, and is given under the Great Seal, at Edinburgh, 25th February, in the thirty-eighth year of the King's reign, [1366,] 283

198. Bull by Pope Urban the Fifth, confirming the grant, No. 196, by King David (the Second) to the Abbot and convent of Cambuskenneth, of an annualrent of ten pounds of silver due to the King from the lands of the Plane, in the shire of Stirling. Dated at Mount Flasco, the 16th day before the calends of July (16th June), in the seventh year of the Pope's Pontificate, [1369,] 284

Page

PARK.

199. Letter by William (of Lambertoune), Bishop of St. Andrews, narrating that the controversy moved before the Official of St. Andrews between the Abbot and convent of Dunfermling, pursuers, on the one part, and the Abbot and convent of Cambuskenneth, defenders, on the other part, respecting the right of receiving the teind-sheaves of the old park of Stirling, of new brought under cultivation in the time of Robert King of Scots, had been at length amicably and finally settled as follows :—That the Abbot and convent of Cambuskenneth should have in farm from the Abbot and convent of Dunfermling for ever all the teind-sheaves of the town of Cambusbaroun, with the teinds of the old park foresaid, and should enjoy the same as their own, for payment to the latter of the sum of 100 shillings sterling yearly, excepting the teind of the croft of Hugh Parker, lying in the forementioned park, the teind whereof belonged to the Abbot and convent of Cambuskenneth in terms of an old agreement between the two Abbeys ; and that in the event of the said park being opened again, twenty shillings should be subtracted from the 100 shillings yearly, and from that time the canons should be freed from the payment of these twenty shillings, and should pay for the remaining teinds six merks, so long as the park remained uncultivated, and if the teinds of Cambusbaroun and of the park should happen to be wasted or destroyed, in whole or in part, by common war, allowance should be made therefor to the Abbot and convent in the payment of their farm-duty. Dated at Dunfermeling, on the day of the Annunciation of the blessed Virgin Mary, [25th March] 1319, ... 286

200. Memorandum, bearing that the Abbots of Dunfermeling and of Cambuskenneth compeared in presence of William (of Lambertoun), Bishop of St. Andrews, at Torry, on Monday, Martinmas eve (10th November), 1320, disputing respecting a certain agreement made between them, with the authority and consent of the said Bishop, and reduced to writing, relative to the teind-sheaves of the town of Cambusbaroun and the old park of Stirling, and at length, with consent of the Bishop, agreed as follows :—That the Abbot and convent of Cambuskenneth should only pay to the Abbot and convent of Dunfermeling for the teind-sheaves as much as they could be set in tack for by the procurators of either

Page

PARK

party, until they reached the value of 100 shillings, and after that the principal agreement formerly made between the parties relative to the teinds should again come into force. Dated at Torry, the said Martinmas eve, 1320,..... 288

PRECEPT.

201. Precept by King Robert (the Third), directed to his justices, sheriffs, provosts, and their bailies, charging them to cause all those in their bailieries or burghs who were indebted to the Abbot and convent of Cambuskenneth to pay their debts to them, or to their attorney, justly and without delay, so that his Majesty might no longer hear just complaint on account of their failure to do so: The precept to be in force for a year. Dated at Stirling, 7th June, in the sixth year of the King's reign, [1395,]..... 288

FISHING

202. Confirmation by King James (the Fourth) of a Decree of the Lords of his Council, ordaining that the provost, bailies and community of Stirling should cease to occupy the fishings of the Forth between the Abbey of Cambuskenneth and Polmaise, and also the fishing of the water of Kersy and Tulibody, to be brooked and enjoyed by the Abbot and convent of Cambuskenneth, in terms of the charters and evidents made to them thereupon, which were produced before the Lords of Council; and that the provost, bailies and community should pay to the Abbot and convent the profits of the fishings, in so far as it could be proved that they had intromitted with the same during the space of the twenty-five years mentioned in the summons. The decree is dated at Edinburgh, 19th February 1495, and the confirmation is given under the Great Seal at Stirling, 8th April 1495, ... 289

203. Confirmation by King James (the Fifth) of an Act by the Lords of his Council setting forth that anent the summons raised at the instance of the Abbot and convent of Cambuskenneth and the tenants of their fishing on the Forth, against John Forestar and Walter Grahame, bailies of Stirling, and other persons named, for the wrongous, violent and masterful spoliation by themselves and their accomplices, and away-taking of cobles and nets from the said tenants, under silence of night, out of the Abbey lands called Abbotishude, in the shire of Clackmannan, the parties had compeared before the Lords of Council, and that the

Page

FISHING.

procurator for the defenders having referred the matter to the Abbot's conscience, the latter assigned the 26th March next following to them to compear at Stirling and hear him declare his will thereanent. The Act is dated at Edinburgh, 27th February 1531, and the confirmation is given under the Great Seal, at Edinburgh, 8th March, in the nineteenth year of the King's reign, [1531,] 290

204. Notarial Instrument, narrating that Alexander, Abbot of Cambuskenneth, for himself and his convent, and their successors on the one part, and Mr. William Hamilton, vicar of Stirling, on the other part, compeared in presence of Mr. Hugh Spens, Provost of the College Church of St. Salvator, in the city of St. Andrews, delegate of the apostolic see, and the sub-delegate of his colleagues the Official of St. Andrews and the sub-dean of Moray, in St. Ann's Chapel, St. Andrews, and approved the contract made between them respecting the teinds of the fishings of the water of Forth, between the Abbey of Cambuskenneth and the Orchardhead, which teinds the said Mr. William then possessed, the Abbot being content, for himself and his convent, that the vicar should possess the teinds of the fishes taken, and to be taken, as long as he enjoyed the vicarage of Stirling, peaceably, and without any hindrance whatever: and the Abbot was warned, for himself and his convent, to observe this Act in all its points, under pain of suspension; and the vicar confessed that the Abbot had made lawful interruption for preventing prescription with respect to the teinds by answering the libel and proponing exceptions against the same: Upon all which both parties craved instruments. Done in St. Ann's Chapel, St. Andrews, 16th November 1526, ... 292

205. Letters of Inhibition by Patrick (Graham), Bishop of St. Andrews, narrating that the Abbot and convent of Cambuskenneth had compeared before him and made a verbal complaint and appeal from (1) an interlocutor and (2) a final judgment in favour of one Thomas Carmichael, alleged vicar of the parish church of Stirling, pronounced against them, by Mr. William of Elphinstoune, canon, and Gilbert Rerik, archdeacon of the church of Glasgow, pretending to be judges delegated by the apostolic see in the cause respecting the teinds of the salmon caught in the Forth within the parishes

Page

PRECEPT

of the parish churches of Cambuskenneth, St. Ninians, near Stirling, and Clackmannan, in the diocese of St. Andrews, against which unjust judgments they had appealed to the said See, and caused intimation thereof to be made to Mr. William, alleged judge foresaid, in absence of the said Gilbert, and had received letters dimissory from himself thereanent, and lawfully remitted the cause to the apostolic see, respecting all which they made faith before the said Patrick by legal and authentic proofs; notwithstanding which, as the complainants alleged, the said pretended judges intended to carry out their unjust judgments against the appellants in contempt of the suit in dependence, and to the scandal and loss of the appellants, and of the apostolic see; wherefore the Bishop inhibited Thomas Carmichael, and all others, from presuming to carry out the said judgments or to demand that they should be put into execution until the term expressed in these appeals should have elapsed and the appeals should be abandoned, under pain of the greater excommunication. Dated at Cambuskenneth, 9th November 1468,..... 293

206. Extract from the Book of the Acts of the Official of St. Andrews, within the Archdeanery of Lothian, narrating a letter of agreement by John Creichtoun of Strathurd, knight, in which, submitting himself to the jurisdiction of the Bishop of St. Andrews, he confessed that he had no right nor title of right, on account of the lands of the Orchard of Tulibody, to the fishing upon the water of Forth, except only by toleration of the Abbot and convent of Cambuskenneth, and promised that in time to come he would not intromit, by himself or his tenants, with the said water and fishing, without the permission and assedation of the said Abbot and convent: which agreement the said John was warned, on 1st March 1521, to observe and fulfil, on pain of excommunication. The Extract is sealed with the seal of the Official of St. Andrews, at Edinburgh, 12th ——, 1527, ... 295

207. Notarial Instrument, narrating that Helen Murray, lady of Easter Polmais, compeared in presence of Alexander, Abbot of Cambuskenneth, and, without compulsion as she asserted, declared that she had intromitted with a certain fishing in the water of Forth to the present time without any title, and, with reference to the future, faithfully promised to the

Page

FISHING

Abbot that she would not intromit therewith unless by his special permission and assedation, and not otherwise: upon all which the Abbot asked instruments. Done in the new hall of the Abbot, at Cambuskenneth, 9th August 1520, ... 296

STIRLING

208. Charter by King Alexander (the Third), granting to God and St. Mary of Stirling, and to the canons serving God there, in excambion for the King's mill of Clackmannan, twenty merks of annualrent to be uplifted from the farm of the King's burgh of Stirling: To be held by the said canons in free, pure and perpetual alms, as freely and honourably as any alms were held in the kingdom. This charter forbids the provosts of Stirling to withhold from the canons the twenty merks at the usual terms, on pain of forfeiture, and confirms to the latter an additional annualrent of three merks from the same farm which they were wont to receive under a gift of the King's predecessors. Dated at Stirling, 30th April, in the sixteenth year of the King's reign, [1265,] 297

209. Charter by John Barboure, burgess of Stirling, from motives of compassion and piety, and for the welfare of the souls of himself, his ancestors and successors, and of all the faithful dead, granting to God and the blessed Virgin Mary, and to the altar of St. Ninian, Confessor, in the parish church of Cambuskenneth, and to the chaplain performing divine service thereat, an annualrent of two shillings, due to the granter from the tenement of John Rayny, skinner, burgess of Stirling, lying in the Middle Raw of the burgh, and bounded as described in the charter: To be held by the said altar after the death of the granter, and by the chaplains serving God there, from the granter and his heirs and assignees, in pure and perpetual alms, and heritably for ever, as freely as any alms within the kingdom was given or gifted by any one. Sealed with the seal of Sir Patrick Scot, vicar of the parish church of Stirling, and dated at Stirling, 8th October 1436, ... 297

210. Indenture between Patrick, Abbot of Cambuskenneth, and the convent thereof, on the one part, and John Scougall, residing at Vthirbannock, on the other part, bearing that the Abbot and convent, for the advantage of their Abbey, set in feu-farm to John and his heirs, all and whole a

STIRLING.

Page

tenement in the Hill-weynd, in Stirling: To be held by John and his heirs of them and their successors, in feu-farm, heritably and for ever, as freely, fully and peacefully as any tenement could be set to feu-farm by or to any one whatever within burgh, for payment yearly of five shillings lawful money of Scotland, and to the lord in chief thereof the service due and wont: Provided that, in the event of John or his heirs failing in the payment of the annualrent of five shillings for the entire space of four years after any term of payment, the Abbot and convent should, without the permission of any one, have regress to, and resume, the tenement, for their own private uses, until the whole of the arrears of the annualrent, with damages, interest and expenses, should be paid: Provided also, that if John or his heirs wished to sell or alienate the tenement, the Abbot and convent should obtain it in preference to all others, and at a lower price. Done at Cambuskenneth, 10th December 1412, ... 298

211. Letters by the Provost, Bailies, Council and community of the burgh of Stirling, attesting that the procurator of Henry, Abbot of Cambuskenneth, and the convent thereof, compeared before them in four of their chief burgh courts successively, and made process respecting the tenement of the old school in St. Mary's Vennel, which belonged to the deceased Laurence Dridane, on account of the non-payment for several years to the Abbot and convent of an annualrent of five shillings, due to them from the tenement; and that at the last diet of the courts, the Abbot's procurator asked judgment that the possession of the tenement should, in default of payment of the annualrent, revert to the Abbot, convent and Abbey, and obtained pledge respecting this: after which, the opposite party having been often called at the door of the court to compear and defend his cause, or satisfy the Abbot and convent respecting the arrears of the annualrent, with damages, expenses of process and interest, and not compearing, the court, after consultation, by the mouth of Thomas Cathkin, their judiciar or dempstar, adjudged possession of the tenement to the Abbot and convent; whereupon John Craig, one of the bailies of the burgh, gave sasine thereof to the Abbot's procurator, in name of the Abbot and convent, and caused it to be publicly

Page

STIRLING

proclaimed, that if any one having right or interest wished to reclaim the tenement, they should come within the lawful time, and satisfy as above, and obtain peaceable possession of the tenement for ever, as the order of law required. Dated at Stirling, 24th June 1481, ... 300

212. Letters by the Provost, Bailies, Council and community of Stirling, attesting that James Reidheuch, procurator for Henry, Abbot of Cambuskenneth, and the convent thereof, compeared before them in the town-hall, in four of their chief courts successively, and made process respecting a tenement which belonged to the deceased John Wilson, on the west side of St. Mary's Vennel, on account of failure of payment of an annualrent of five shillings due to the Abbot and convent, of which they had not received payment for several years; that the procurator, with a serjand and several witnesses, had gone to the tenement, and found nothing that could be distrained for the annualrent except the earth and stones; and that at the last diet the procurator compeared and asked judgment that the possession of the tenement should, in default of payment of the above annualrent, revert to the Abbot and convent, and upon this offered and obtained pledge: after which the party prosecuting went out of the court, and the adverse party having been often called to compear and defend his cause, or satisfy the Abbot and convent respecting the annualrent, with interest, damages, and expenses of process, the prosecuting party being re-admitted after the Court had consulted, possession of the tenement was adjudged to the Abbot and convent, by the mouth of Thomas Cathkin, then judiciar or dempstar of the court; whereupon John Craig, one of the bailies of Stirling, gave to James Reidheuch, as procurator foresaid, lawful possession thereof, by the delivery to him of earth and stone, as the custom of burghs is. Dated at Stirling, 20th June 1481, ... 303

213. Notarial Instrument, narrating that John Craig, one of the bailies of Stirling, by command of the Provost and other bailies and councillors of the burgh, went to the tenement mentioned in No. 212, and in terms thereof, in presence of a notary and witnesses, gave heritable sasine of the same, by delivery of earth and stone, to Henry, Abbot of Cambuskenneth. Done on the ground of the said tenement, 20th November 1482, ... 305

Page

STIRLING

214. Notarial Instrument, narrating that David, Abbot of Cambuskenneth, with consent of his convent, gave, granted, and for ever confirmed, to the private altars of their Abbey church, the small annualrents of their lands of the town of Stirling for their maintenance; to the altar of St. Andrew the Apostle, an annualrent from the land of Schakelok of 6s. 8d.; to the altar of St. John the Evangelist and St. John the Baptist, an annualrent of 4s. from the land of John Richard, and also an annualrent of 20d. from the land of John Darach of the Cross, and one of 12d. from the land of John Tuch; to the altar of St. Laurence the Martyr, an annualrent of 3s. from Croftmagra, and two others, amounting together to 3s. 8d.; and to the altars of St. Nicholas, St. Ninian, St. Catherine, and of All Saints, other annualrents specified, amongst which are certain annualrents, amounting to £3, 6s., arising from gardens formed by the members of the convent. Done in the chapter-house of the Abbey, on Epiphany Eve, (5th January) 1445, ... 307

215. Precept by King David (the First), directed to his justices, barons, sheriffs, provosts, and all the good people of his realm, declaring that the canons of Stirling, and the people of their lordship, should be quit of toll, and all rights and customs, wherever they should come, in his Majesty's whole land; and that they should justly possess the King's firm peace wherever they should be or come. Dated at Kinross, [*circa* 1150,] 312

TULIBODY.

216. Charter by Simon, son of Makbeth, granting to the canons of the church of St. Mary of Cambuskenneth, after the decease of Hugh of Rokesburg, the Chancellor's clerk, the church of Tulibody, in free and perpetual alms, for the welfare of the souls of himself and his ancestors and successors: To be held as freely, peaceably, fully and honourably as they held their other alms. Given at Stirling, [*circa* 1170,] 312

217. Charter by Jonathas, Bishop of Dunblane, confirming to the church of St. Mary of Cambuskenneth, and the canons serving God there, the churches of Tulibody, Tulicultry and Kincardin, with their chapels, teinds and offerings of every kind, with the profits and all other just pertinents of the said churches: To be held by them in free and perpetual alms, as freely, peaceably, fully and honourably as they held and possessed their other churches, saving episcopal right. [*circa* 1200,] 312

Page

TULIBODY

218. Agreement between Laurence, Bishop of Dunblane, and the Abbot and convent of Cambuskenneth with respect to the church of Tulibody, by which the latter agreed to pay annually four shillings for all episcopal rights which pertained to the Bishop, and on account of all debts due to him in connexion with the church. [*circa* 1170,] 313

219. Charter by Laurence, Bishop of Dunblane, granting to the church of St. Mary of Cambuskenneth and the canons serving God there, the church of Tulibody, after the decease of Hugh, the chancellor's clerk: To be held in free and perpetual alms, with the lands and teinds, and all rights pertaining to it, as freely, peaceably, fully and honourably as they held their other alms; saving all rights which pertained to the Bishop. Given at St. Andrews, [*circa* 1170,] 313

TULLICULTRY.

220. Charter by King William (the Lion), granting to the church of St. Mary of Cambuskenneth and the canons serving God there, the church of Tullicultrie, with its lands, teinds and offerings of every kind, and all the just pertinents of the said church: To be held in free and perpetual alms as freely, peaceably, fully and honourably as they held and possessed their other churches. Given at Stirling, [*circa* 1199,] 314

221. Charter of Confirmation by Simon, Bishop of Dunblane, granting to the church of St. Mary of Cambuskenneth and to the canons serving God there, the church of Tullicultry, with its lands, teinds, offerings of every kind, and all their just pertinents: To be held in free and perpetual alms as freely, peaceably, fully and honourably as they held and possessed their other churches, saving episcopal right, as the charter of King William bore. [*circa* 1199,] 314

222. Charter by Colin Cambell, Lord of Tullicultry, granting and confirming for himself, his heirs and assignees, and for the benefit of the souls of himself, his ancestors and successors, in pure and perpetual alms, to the canons of the church of St. Mary of Cambuskenneth, and to St. Servan of the church of Tillicultry, ten acres of arable land lying in Tullicultrie: To be held by them as freely, peaceably and honourably as any alms in the kingdom of Scotland was held and possessed: Also undertaking to provide them with two oxen to assist in their tillage, during his lifetime. [*circa* 1300,] 315

Page.

TULLICULTRY

223. Charter by King Robert (the Bruce), for the welfare of the souls of himself and all his ancestors and successors, Kings of Scotland, granting and confirming to the Abbot and canons of the church of St. Mary of Cambuskenneth, and to St. Servan of Tullicultry, ten acres of arable land in Tullicultry: To be held by them for ever, in pure and perpetual alms, as freely, peaceably, fully and honourably, as any alms in the kingdom of Scotland was held and possessed. Sealed with the seal of the granter, and dated at Edinburgh, 4th March, in the tenth year of the King's reign, [1315,] 316

TULLYMURTHAC.

224. Charter by King Alexander (the Second), granting and confirming to the church of St. Mary of Cambuskenneth and the canons serving God there, twenty "cowgall" of cheese, to be received each year from the farm of the King's land of Tulymurthac, by the hands of the sheriff of Stirling for the time, instead of twenty "cuddrinis" of cheese, which they used to receive from the bailiery of Stirling by the gift of King David, confirmed to the canons by the granter's ancestors: To be held by them in free and perpetual alms, as freely, peaceably, fully and honourably as any alms in the whole land was possessed by any religious persons. Dated at Stirling, 15th January, in the nineteenth year of the King's reign, [1232,] 316

TESTIMONIAL LETTERS

225. Letters by King Robert (the Third), attesting that the Abbot of Cambuskenneth neither caused nor ordered the Bishop of Dunkeld to be brought to trial before the King for any cause, and that the Bishop was not brought before him judicially on the Abbot's account, and that when both parties, the Bishop and Abbot, compeared before the King on the 11th February preceding, in the vestry of the Preaching Friars of Perth, he was not sitting judicially on their cause. Given under the Privy Seal, at Dundonald, 28th March, in the fifth year of the King's reign, [1395,] 317

The copy of these Charters and Evidents having been reduced to book-form, and one by one subscribed by James Foulis of Colintoune, Clerk Register, the King (James the Fifth) commanded that the same faith should be attached thereto as if each of the deeds were separately inserted in an Act, and in the Books of his Majesty's Council. Given under the Great Seal, at Edinburgh, 24th July 1535, ... 318

No. 1.

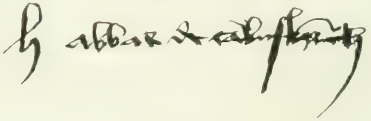
No. 2.

No. 3.

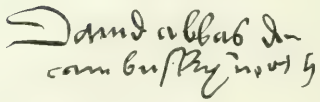
No. 4.

1. Abbot John, 1292.
2. Abbot Patrick, *c.* 1430.
3. Abbot Patrick Pantar, *c.* 1515.
4. Convent Seal, 1562.

No. 1.



No. 2



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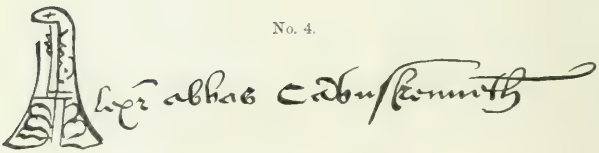
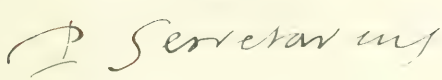
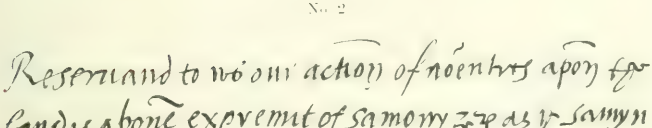


1. Henry Arnot, 1501.
2. David, 1506
3. Patrick Pantar, 1512.
4. Alexander Mylne, 1524.

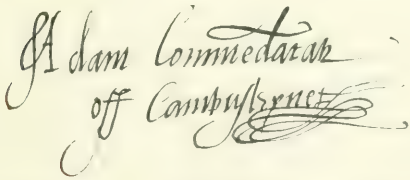
No. 1.



No. 2.



No. 3.

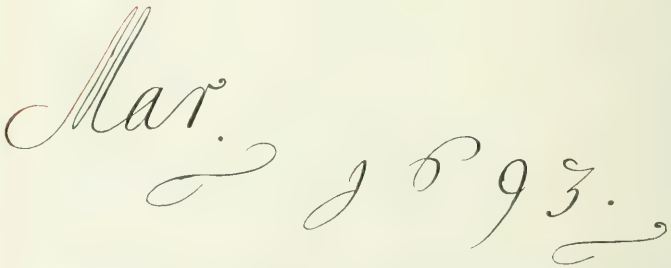


1. David Pantar, Secretary, 1546. 2. David Pantar, 1557. 3. Adam Erskine, 1562.

No. 1.

No. 2.

No. 3.



1. King James IV., 1512. 2. King James VI., 1613. 3. John Earl of Mar, 1693

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CHARLES ROGERS, LL.D., *Hon. Sec.*

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INDEX OF PERSONS.

Abbericus, Bishop of Ostia, 39.
Abercromby (Abbircrummy, Abircrumby, Abircrummy), Henry, 38, 264.
—— John, 306.
—— Leonard of, 306.
Aberbrothock (Abbirbrothock, Abirbrothoc, Abirbrothok), Bernard (Barnard), Abbot of, 9, 200, 202, 316.
—— David, Abbot of, 318.
—— G[ilbert], Abbot of, 66, 149.
—— R., Abbot of, 56.
Aberdeen, Gavin Dunbar, Bishop of, 17, 22, 181, 182, 188, 218, 222, 291.
—— Gilbert, Bishop of, 278.
—— William, Bishop of, xxxiv., 88, 170, 175, 318.
Abirnethy, Lancelot, 130.
Abraham, Bishop of Dunblane, 161, 165.
—— Mr., 24, 144, 312.
—— brother of the Parson of Kincardine, 161.
A[da], Countess, mother of King William the Lion, 44, 88, 252, 253, 279, 280.
Adam, heir of Hamelin, 93.
—— brother of the Bishop of Dunblane, 162.
—— servant to the Bishop of Dunblane, 162.
—— son of Regner, 137.
Adamson, John, lxxx.
Ade, John, 85.
Adrian, Pope, 69.
Advocates, Faculty of, xi., xiv., xv., xvii., xciv., xcv.
Agnes, daughter of William of Ketilistoune, 67.
Akinhead (Akynheid), John of, 126.
Alan, the son of Walter, 44.
—— Steward, 133.
Albania, Albinus, Bishop of, 46.
—— Walter (Gralter), Bishop of, 42.
Albany, Duke of, lxvi., 237.
Albany, Alexander, Duke of, lxv., lxvii.
—— John, Duke of, lxxvii., lxxviii., lxxxi., lxxxiii., lxxxviii., 242, 244, 246.
—— Murdoch, Duke of, lx.
—— Robert, Duke of, Earl of Fife and of Menteith, 275, 277, 278.
Albert, Cardinal Presbyter of St. Lawrence in Lucina, 42.
Alexander, servant to Osbert, Bishop of Dunblane, 162.
—— Col. Sir James E., cxxxiii., cxxxvii.
—— Duke of Ross, cxxxvi.
Alexander II., King of Scots, xxi., lxxviii., 61, 62, 73, 176, 250, 316.
—— III., King, xxxvi., xliv., li., 297.
—— III., Pope, xx., xlviii., 40, 42.
—— IV., Pope, 52.
—— VI., Pope, 174.
—— Chaplain to the Bishop of St. Andrews, 144, 279.
—— Lord of Stirling, knight, 24.
—— Lord of Stirling, John, son of, 25.
—— brother of Patrick, son of Elias, 108.
—— son of Thor, 93.
—— son of Walter Earl of Menteith, 168, 169.
—— son of William son of Thorald, 137, 176, 279.
—— Thomas, of Menstray, 86.
Alfred, second Abbot of Cambuskenneth, xlviii., xlix., 40.
Alison (Alieson), John, burgess of Linlithgow, 109, 112.
Allerdes, Thomas of, 311.
Alloway, David, 212.
Alswyn, Clerk, 250.
Alweth, Forsyth of, 316.
—— Simon (Symon), Parson of, 161.

Alweth, Siward of, 94.
Ambini, M. de, 79.
Anderson, John, Notary, xxxi.
—— William, 279.
Andrew, brother of Hugh Bishop of St. Andrews, 279.
—— Clerk to Walter Bishop of Glasgow, 177.
—— son of William Provost of Stirling, 137.
Angus, Archibald, Earl of, Chancellor, 170, 175, 289.
—— George, Master of, xciv.
Annabella, Princess, daughter of King James I., cxxxvii.
Annand (Annande), Alexander, Vicar of Lenze, 195-198.
—— James, tenant of Fourgy, 13, 15, 16.
—— Sir John of, Canon of Cambuskenneth, lx., 272, 273.
—— John, tenant of Arryngrosk, 13-16.
—— Robert, tenant of Arryngrosk, 13, 14.
—— William, Prior of Cambuskenneth, 270.
Annandale, Robert Bruce, Lord of, xxxviii.
Apilgarth, William, 108.
Arbald, Cardinal Presbyter of the Holy Cross in Jerusalem, 42.
Archibald, John, of Tulibody, 85.
Arduthre, Robert, 22.
Argyll (Argile), Archibald, Earl of, Master of Household, 289.
—— Archibald, second Earl of, xcvii., 170, 175, 318.
Armstrong, Sir William, xxiv., 310.
Arnald, Bishop of St. Andrews, 79, 144.
Arragon, Ferdinand, King of, lxxxvi.
Arran, James, Earl of, Regent, xcix., c., 318.
—— Earl of, x.
Arth (Arthe), Friar William, xcvi.
—— Sir William of, 109.
Articles, Lords of the, xciv.
Atheray, John of, Treasurer of Dunblane, 118.
Athole (Ethol), Malcolm, second Earl of, 280.
—— Countess of, cix.
—— John, fifth Earl of, cix.
Atkin (Atkyn), Alexander, tenant of Cathcochill, 13, 15, 16.
—— William, 16.
Atkinson, Sir David, 180.
Auchinlek, James, 194.
Avendale (Avendaill), Andrew, Lord, 222-224.
Avenell (Auenell), Gervas, 29, 133, 280.
—— Robert, 73, 75, 133, 252.
—— Roger, 317.
Avilsus (Anilsus), Dean of St. Andrews, 144.
Ayson (Asone), John, 305, 306.
—— Dean John, xxxv.

Baill, Henry of, 297.
—— Hugh of, 279.
Balcasky, John, son of Mr. Thomas of, 12.
—— Mr. Thomas of, 12.
Balcormock (Balcormok), David of, 57.
Balduien, Clerk, 137.
Baleward (Balwarde), tenants of, 7, 11, 18, 20.
Balfour (Balfoure), David, 118, 157.
—— Sir James, Lyon King-of-Arms, xli., ci.
—— Martin, 21.
—— Martin, Vicar of Monymeill, 242, 293.
Baliol (Bailiol), Henry, Chamberlain, 251.
—— John, xlii.
Balmyll, Nicholas of, of St. Andrews, 143.
Balvaird (Balward), Alan, Vicar of Kalender, 264.
Banclery, Robert, of Clackmannan, 85.
Bannatyne, John, Notary, 210.
Banochtyne, Hugh of, 113.
Barbour, John, burgess of Stirling, 297.
—— John, 309.
Barclay (Bercley). Gelis, 219, 221.
—— Margaret, spouse of Sir Andrew Murray, 13, 14, 16, 17, 19-22, 34-36.
Barde, William of, 64.
Barnard, Bishop of Port of Ostia and St. Rufina, 42.
Bawlvyne (Ballinbin), James, tenant of Cathcochill, 13, 15, 16.
Bean, Master of Dunblane, 161.
Bedford (Bedefort), Richard, Clerk of, 132.
Bell, Andrew, 130.
Belsis, James, Prebendary and Canon of Dunblane, 173.
Bemys, William, 76.
Benedict XIII., Pope, lix., 32, 52, 233, 236.
Benjamin (Beniamyn), Sir, 177.
Benn (Beyn), tenants of, 7, 11, 18, 20.
Bennyn (Benny, Benyne, Beynyn), William, 301, 304, 313.
—— John of, 34, 236, 310.
—— Thomas of, 125.
Bercar, Patrick, 109-111.

Berkley (Barkillie, Berkyle), Robert of, 26, 280.
—— Walter of, Chamberlain, 26, 133.
Bertoun, Nicholas of, 114.
Beveridge (Bauerage), Alexander, 291.
Beverlaw (Beuerlao), Stephen of, 79.
Bickerton (Bikirtoune), Richard of, knight, 110-111.
Bidun, W[alter] of, Chancellor, 88, 133, 252.
Bigholme, Thomas, 129.
Bigly (Bligly), Stephen, 100, 105.
Bisset (Biset, Bysset), W., 176.
—— Walter, 297.
Blackadder (Blakader), John, 209.
—— Mr. Robert, 178.
Blackburn (Blakburne), William of, Abbot of Cambuskenneth, xxvii., xxviii., lvi., lviii., 27, 28, 96, 99, 103, 106.
—— Richard of, 34
—— Robert of, 34.
—— William of, Notary, 34.
—— William of, Vicar of Kirkyntulach, 32, 33.
Blackwood (Blakwod), James, Notary, 123.
Blantyre, Stephen of, 109, 111, 112.
Boece, Hector, lxxiii.
Boldred, Official of the Bishop of St. Andrews, 4.
Bonar, Robert, lxii., 309.
Bonating, David, xxxv.
Bonde, Adam, 108.
Bondington, W[illiam] of, Chancellor, 317.
Borthwick (Borthuik), Lord William, 289.
Boscho, Mr. Hugh of, Vicar of Tulibody, 162, 164, 166.
—— William of, 92.
Boso, Cardinal Deacon of St. Cosmus and St. Damian, 42.
Boswald (Boswell), George, 159.
—— Mr. John, 242-248.
Bothwell (Boituile, Bothuile), Mr. Francis, 3, 218.
—— Patrick, Earl of, 170, 175, 289.
—— Richard, Rector of Erskirk (Ashkirk), 2.
Boyd (Boid), Archibald, 194.
—— Archibald of Bonshaw, lxxiii.
—— Margaret, daughter of Archibald, lxxiii.
—— Thomas, Esquire, 275, 277.
Brade, Mr. Ralph of, 177.
Brady, Gilbert, 87.
—— John, 298.
Brebot, Henry of, 92.
Brechin, Gregory, Bishop of, 138.
Brechin, John, Bishop of, 138, 139.
—— Patrick, Bishop of, Chancellor, 124, 283, 284, 286.
—— Leod of, 72.
—— Sams. Bishop of, 314.
Brice (Brys), Dean of Fife and Fothriff, lv., 161.
—— Donald, 219, 220.
—— Prior of St. Colme's Isle, 24.
Brigerakis, Thomas of, 76.
Brimymare, Richard, of Clackmannan, 70.
Brison (Bryson), Henry, tenant of Fourgy, 13, 15, 16.
Brocas, James, in Ketilstoun, 251.
—— Mr. Patrick, Chaplain, 272.
Brown (Broun, Broune), Sir Alexander, Chaplain, 190.
—— Robert, Chaplain, 22.
—— Simon, 308.
—— Thomas, Notary, 296.
—— W., Prior of Cambuskenneth, 311.
—— Sir William, xxxv.
—— William, 273.
Bruce (Brus, Bruse), Alexander, of Stannos, 118, 121.
—— Christian, sister of King Robert, xlv.
—— David of Clackmannan, knight, lxxi., 86, 88, 90, 91.
—— David, son of King Robert, xl., xlii., lvi.
—— David of Kennet, 88.
—— Edward, King of Ireland, brother of King Robert, xlii., xliii.
—— John, of Clackmannan, 136.
—— Marjory, daughter of King Robert, xl., xlii., xliii.
—— Robert, Earl of Carrick, xxxviii.
—— King Robert the. *Vide* Robert I.
—— Robert, 118.
Brume, John, 76.
Bryet, Brice of, Rector of Kinnoull, 231.
Buchan, Earl of, cxix., cxxiv.
—— David, Earl of, cxx.
Buchanan (Buchquhannane, Boquhennane), John, 218, 220.
—— Morice, son of Walter Buchanan of that Ilk, 168.
—— Thomas, 219, 221.
—— Walter, 168, 217, 218, 220.
Bullerwale, Sir John, Curate of Arringrosk, 38.
Bullisland, Adam, 218, 220.

Bully, Adam, 305.
Bunche, Alexander, 281.
Burhame, William of, 92.
Burnet (Burnate), Duncan, 21, 22.
—— Duncan, Vicar of Lenze or Kirkintulach, 190-192, 194, 195.
—— Duncan, Vicar of Auchtirhous, 186, 293.
Bute, Marquess of, cxl.
Buthlar, Thomas, 175.

Cairncross, Robert, Bishop of Ross, c.
Caithness (Katenes), Andrew, Bishop of, 314.
Caithness and Orkney, William Earl of, x.
Calbraith, Patrick, 217. *Vide* Galbraith.
Calcho. *Vide* Kelso.
Caldronar, William, 58, 59.
Calendar (Calenter, Callenter, Kaleder, Kalenter, Kalentyr), Alwyn of, 109.
—— John of, fisherman, 76.
—— Malcolm, Thane of, 108.
—— Patrick of, Abbot of Cambuskenneth, 55, 121, 135, 136.
—— Richard of, Constable of Stirling, 70, 241.
Calixtus III., Pope, 129.
Cambron (Cambroun), Robert, of Siphalne, 150, 152.
—— Robert, 137.
Cambuskenneth (Cambuskynneth), Abbot of, 137, 146, 237, 288.
—— Abbot and Canons of, xx., xxi., 47, 65, 66, 78, 149-152, 199.
—— Abbot and Convent of, v., xi., xx., xxv., xxxi., xxxiv., lxv., 4-7, 9, 10, 13, 14, 16, 18, 20, 21, 23, 24, 48, 49, 51, 53, 54, 58, 59, 61, 62, 64, 65, 67, 75, 76, 84, 89, 94, 110, 111, 119, 124, 128, 129, 134, 135, 139, 140, 147, 153, 154, 164, 177, 191, 200, 201-205, 208, 209, 214, 218, 224-228, 239, 246-248, 250, 258-260, 267-270, 281, 284, 287, 288, 293, 313, 318.
Abbots of Cambuskenneth:—
I. William (1147-1164), xlviii., 38, 142.
II. Alfred (1164-1195), xlviii., xlix., 40.
III. Nicholas (1195-1207), xlix., l., 42.
IV. William (1209-1253), l.
V. Richard (1253-1269), l., 110.
VI. Richard (1269-1285), li.,
VII. John (1285-1296), li., lii.
Cambuskenneth, Abbots of—
VIII. Patrick (1296-1310), lii., 143.
IX. Gilbert (1310-1311), lii., liii.
X. Fergus (1311-1330), liii., liv., 137.
XI. John (1330-1335), liv., 130.
XII. John of Kincardine (1336-1342), liv., 131.
XIII. William (1342-1350), lv., 205, 251.
XIV. Adam (1350-1360), lv., 77, 80.
XV. Gilbert (1360-1389), lvi., 226, 256.
XVI. William of Blackburn (1389-1400), lvi.-lviii., 27, 28.
XVII. Patrick of Calendar (1400-1440), lviii.-lx., 32, 33, 52, 55, 113, 115, 120, 121, 135, 136, 141, 299.
XVIII. David White (1440-1445), lx., lxi., 126, 127, 272, 310.
XIX. David Celle (1445-1463), xxxiii., lxi., lxii., 117, 121, 129, 307, 311.
XX. John (1463-1473), lxiii., lxiv.
XXI. Henry Arnot (1473-1504), xxxiii., lxiv.-lxx., 31, 174, 271, 289, 301, 303, 306.
XXII. David (1504-1508), lxxi., 86, 186.
XXIII. Andrew (1508-1510), lxxi., lxxii., 156, 167, 170, 171.
XXIV. Patrick Pantar (1510-1517), lxxii.-xc.
XXV. Alexander Mylne (1517-1548), v., viii., xx., lxxxviii.-xcvi., 1, 2, 17, 23, 37, 38, 122, 123, 156, 179, 181-185, 187, 192, 193, 195, 209, 212, 215, 218, 222, 223, 243, 245, 251, 261, 265, 267, 290, 292-296.
XXVI. John Erskine, Commendator (*c.* 1550), xcvii., ci.
XXVII. David Pantar, Commendator (1552-1558), xxxv., xcviii.-civ.
XXVIII. Adam Erskine (1562-1608), cv.-cxii., cxxii.
XXIX. Alexander Erskine, Commendator (1608-1640), cxiii.-cxviii.
Campbell, Colin, Lord of Tullicultry, 315.
—— John, of Lunday (Lundie), knight, xcix., 2, 183, 184.
—— Lady Margaret, xcvii.
—— Neil, father of Colin of Tullicultry, 315.
—— Neil, son of Colin, 70.
—— Sir Neil, of Lochaw, lii.
Cant, Henry, 309.

Cardny, Robert, Bishop of Dunkeld, lvii., lviii.
Cardross, Lord of, cxxii.
Cargill, Barnard, Chaplain of, 26.
Caribir (Carribris), Andrew of, 241.
—— William of, bailie of Edinburgh, 129.
Carmichael (Carmichel), Thomas, 293, 294.
Carnane, Robert, 92, 94.
Carnis, John, Presbyter, 216.
Carrall, John of, Prior of Cambuskenneth, liv., 130.
Cathkin, Thomas, 302, 304.
Celestine III., Pope, xx., xlix., 42, 46.
Celle, David, Abbot of Cambuskenneth, xxiii., lxi., lxii., 117, 121, 129, 307, 311.
Cellerat, John, 311.
Cencius, Cardinal Deacon of St. Lucia, 46.
Chalmer (Camera), Herbert of, 93, 112, 312.
—— Hugh of, 71.
—— John, 197.
—— Ralph of, 29, 57, 71, 133.
—— Richard of, 160.
—— William of, 137.
Chamberlain, Richard the, 66.
Chancellor, the Lord, xciii.
Chaplain, Peter, 122.
—— Sir Robert the, 4.
Charles II., King, xli.
—— V. of Germany, xcix., c.
Chattow, John of, knight, 140.
Chery, John, 218, 220.
Chisholm, (Chesholme), James, 123.
—— John, 21.
—— John, Prebendary of Kippane, 122.
—— John, Chancellor of Dunblane, 267.
Christian (Cristian), mother of David Fleming, Lord of Biggar, 274, 276.
—— of Keith, wife of Sir Robert of Erskin, knight, 253-256, 258.
Christina, daughter of the Parson of Kippen, xxxii.
Clackmannan, Procurators of, 87.
—— Sheriff of, xxix.
—— Chaplain of, 29.
—— R., Curate of, 176.
Clement III., Pope, cxxviii.
—— IV., Pope, 49-51.
—— V., Pope, xxxvii., 81, 84.
—— VI., Pope, lv., 205.
Clement VII., Pope, 53, 54, 95, 99-101, 105, 106, 157, 159, 182, 188-190, 193, 197, 213, 216, 230, 233, 292.
Clerk-Register, The, vi.-ix., xii., xiii., xxxiv.
Clerk, Arthur, 219, 221.
—— Gavin, Notary, 198, 199.
—— John, 38, 217, 296.
—— Dean, John, 223.
—— Sir John, Canon of Cambuskenneth, 191, 210.
—— Sir John, farmer of Clackmannan, 88.
—— Sir Maurice, Vicar of Kilmaronock, 214, 215, 217.
Clune, John of, 120.
Clydesdale (Cliddisdale), Alexander of, 311.
Cochrane, Robert of, 256, 258.
Cockburn, Alexander, of Langtoune, knight, 91.
—— John, of Mortoune, knight, 91.
Collane, John, 273.
Colly, Andrew, 87.
—— Robert of, 309.
Collyne, W., of, 137.
Colonia, James of, 58-60.
Colquhoun, (Colquhone), John, Canon of Glasgow, 193.
—— John, secundus, of Glasgow, 216.
Colville, James, of Estwemis, knight, 2, 318.
—— Philip of, 88.
Comyn, John, xxxi., 136.
—— Family of, xxix., xxxvi.
—— William, Earl of Buchan, xxx., xxxi., 176.
Constable, Malcolm, xxxii.
Cook (Kuyk), Sir John, Chaplain, 28.
Corbet, Walter, xxxii.
Cormac, the Priest, 315.
Cornewall, Robert of, 279.
Corntone, Mure of, fisherman, 76.
—— William of, 76.
Costein, Ralph, knight, 79.
Costentin, Robert, 252.
Coventre, Sir Patrick, Rector of Kyppane, 167. 171.
Cowtis, Thomas, Official of Lothian, 218.
Cowy, Andrew, 290.
Crab, William, 309.
Cragyngelt, Thomas, 118, 302, 305, 307.
Craig (Crag), Alan, 304.
—— John, 302-307.
—— Thomas, Notary, 159.

Crail (Karel), Galfrid, Sheriff of, 57.
Cranston (Cranstoune), Sir John of, knight, 140.
—— William, 129.
Crawfurd (Crauford, Craufurd, Crawford), Agnes, 218-221.
—— Andrew, bailie of Edinburgh, 129.
—— Galfred of, 79.
—— John, Earl of, lxxx., 175.
—— John, 180.
—— Nicholas, of Oxingangis, Justice-Clerk, 2, 218.
—— Richard of, Canon of Cambuskenneth, 236, 237.
—— William, 190, 194.
Creichton (Creichtoune, Crichtoun), Abraham, Rector of Chirnside, 159.
—— Abraham, Rector of Upsadillingtoun (Vpsetlingtoune), 193, 281.
—— George, of Brothertoun, xxxiii., xxxiv.
—— Sir John, of Strathurd, knight, 295.
—— Patrick, 306.
—— Provost of the Collegiate Church of, xcvi.
—— Robert, Provost of the Church of St. Giles, 193.
—— William, Lord, lxvi.
Cresteson (Cristeson), Sir Alexander, 180.
—— Henry, 299.
Creyth, Richard of, Notary, 29.
Crichton, Margaret, formerly Countess of Rothes, xcviii.
Croc, Symon, 251.
Cromwell, Oliver, xli.
Crupetune, William of, 92.
Culros, Thomas, Abbot of, 181.
Culross, Sir Stevin, Chaplain of the Trinity Altar within the Kirk of Dunblane, 265, 267.
Cultoune, Robert of, knight, xxxii.
Cumming (Comyn, Cumyn, Cwmyng), Alexander, Earl of Buchan, 75.
—— David, 176.
—— John, xxxi.
—— Walter, 176, 297.
—— William, Earl of Buchan, xxx., xxxi., 176.
Cunningham (Conynghame, Cunynghame), Alexander, of Auchinbowy, 302, 303, 305.
—— Mr. David, 207.
—— Lady Elizabeth, of Mackfarland, 218, 220.
—— James, 303.
Cunningham, John of, 27.
—— Sir William of, Chaplain, 99.
—— William, 217, 219, 221.
Cunyngburgh, Malcolm, 194.
Cupar in Angus, Abbot of, xi., liii., lix., 137, 150.
—— Abbot and Convent of, 137-139.
—— William, Abbot of the Monastery of, 139.
Curchyus, Cardinal Deacon of St. Adrian, 42.
Curror (Currour), William, 126.
—— William of, 126.
Curry, Sir Walter of, knight, 3.
Cuthbertson (Cuthbertsoune), John, 114, 116.
Cuthlar, Robert, tenant of Newtoun, 13, 14, 16.

Dalmahoy, Dean James, xxxv.
Dalzell, Sir John Graham, xiii.
—— Sir John of, knight, 140.
—— Sir William of, knight, 140.
Darach, John, of the Cross, lxii., 309.
Darow, James, Notary, 306.
David, Abbot, lxi., lxii., 311.
—— I., King of Scots, vii., xi., xviii-xx., xxii., xlviii., l., lxxv., cxi., 43, 44, 48, 61, 70-75, 77, 79, 80, 123, 133, 144, 152, 250, 252, 259, 278, 282-285, 312, 317.
—— II., King of Scots, 225, 226.
—— Marischal to King William the Lion, 93.
—— Marischal to King Alexander II., 176.
Davidson (Dauidson), John, 245.
Dempster, Thomas, lxxxv.
Denzelstoune, Patrick, of Culgrane, 217.
Detiden, Dominus, lxxv.
Dickson (Dekeson, Dicson, Dikson), John, 130.
—— Thomas, tenant of Fourgy, 13, 15.
Dingwall, Sir John, Provost of Trinity College, Edinburgh, 183, 184, 218.
Dippelere, Bernard of, 75.
Doby, John, of Ancrum, 216.
Dollar (Dolar, Dollare), Andrew, 189.
—— Robert, 194.
Donaldson, John, Vicar of Kinghorn, 193.
Douglas, Archibald, Earl of, 115, 278.
—— Gavin, Bishop of Dunkeld, lxxvii., xcv.
—— Sir James, xlii., lxv.
—— James of, knight, 9, 316.
—— James, Earl of, lxv.
—— James of, Lord of Dalkeith, 278.
—— James, Lord of, xliii., 200, 202.
—— Robert, tenant of Petilloch, 13, 15.

Douglas, William, Earl of, 124, 283, 284, 286.
Dreghorne, James, 291.
Drew, James, 291.
—— John, 190.
—— Duncan, 291.
—— Walter, 194.
Drummond (Dromond), Lady Elizabeth, xciv.
—— John, Lord, 175, 289.
—— Lord John, Justiciar, to King James IV., 170.
—— John of, burgess of Perth, 256.
—— Sir George, Chaplain, 197.
—— Malcolm of, Lord of Marr, 89.
—— Margaret, cxi.
—— Walter, Dean of Dunblane, xxxiv., 173.
—— William, Dean of Dunblane, 267.
Dryburgh (Driburght), Peter of, 66.
Dryden (Dridane), Mr. Lawrence, 301.
Dunbar, Gavin, Clerk of the Rolls, 251.
—— Gavin, Archbishop of Glasgow. *Vid.* Glasgow.
—— Gavin, Bishop of Aberdeen, 22, 218, 222.
—— Gawin, Archdeacon of St. Andrews, lxxvi., 13.
—— Thomas, 197.
Dunbarny, Robert of, 259-261.
Dunblane, Abraham, Bishop of, 161, 165.
—— Archdeacon of, 8, 9, 12.
—— Bean Master of, 161.
—— Bishop of, xxxvi., cxxix., 55, 139, 149, 150, 162, 166.
—— Clement, Bishop of, xxvi., 75, 164, 165.
—— Commissary of, xxix.
—— Dean and Chapter of, 165.
—— Gilbert, Archdeacon of, 161, 162.
—— James, Bishop of, lxxi., 122, 170, 173.
—— J., of, 313.
—— James, Administrator-General of the fruits of, 265, 267.
—— Jonathan, Bishop of, 165, 312.
—— Lawrence, Bishop of, 313.
—— Malise, Parson of, 161.
—— Sir Mathew, Dean of, 162.
—— Nicholas, Bishop of, 139, 270.
—— Osbert, Bishop of, 161, 165.
—— Robert de Prebenda, Bishop of, 3, 25, 70.
—— S[imon], Bishop of, 165, 314.
—— William, Archdeacon of, 270.
—— William, Bishop of, 160, 256, 264-267, 270.
Duncan, Earl of Fife, 56, 72, 202, 280.
—— Earl, Justiciar to William the Lion, 133.
—— son of Hamelin, 92-94.
Duncanson (Duncaneson), Thomas, 291.
Dundas, George, lxxiii.
Dundranan, James, Abbot of, 181.
Dunfermline, Abbot and Monks of, 150-152.
—— Abbot and Convent of the Monastery of, 134, 135, 149, 151, 152, 286-288.
—— A., Abbot of, xxxii., 314.
—— Abbot of, xi., 288.
—— Galfrid, Abbot of, 71, 72.
—— George, Abbot of, 170.
—— P., Abbot of, 66.
—— William, Abbot of, lix., 134, 135.
Dunkeld, Chapter of the Church of, 94.
—— Alexander Mylne, Official of, lxxxviii., xciv., xcv.
—— Bishop of, xxvii., xxviii., 165, 317.
—— Bishops of, xciv., xcv.
—— Dean and Chapter of, 24, 165, 267-269.
—— Duncan, Precentor of, 270, 271.
—— Elwyn, Dean of, 279.
—— Galfrid, Bishop of, 94, 162, 250.
—— Gavin, Bishop of, lxxvii., xcv., 251.
—— George, Bishop of, xciv.
—— G[ilbert], Bishop of, 317.
—— Gregory, Bishop of, 72.
—— Henry, Archdeacon of, 137, 161.
—— Hugh, Archdeacon of, 26.
—— Hugh de Sigillo, Bishop of, 25.
—— James, Bishop of, xcii.
—— Jocelin, Archdeacon of, 279.
—— John of Leicester, Bishop of, 25.
—— Richard de Prebenda, Bishop of, 23-25, 44, 267, 268, 270.
—— Robert, Bishop of, xxvii., lvii., lviii., 25, 27, 28, 97, 99, 100, 103, 104, 106.
—— William, Bishop of, 200, 202, 270.
Dunyng, John, burgess of Perth, 281.
Dunypais (Dunipais), Elias, Clerk of, 108.
—— Thomas of, 109.
Durie (Dury), Andrew, Bishop of Galloway, ciii.
—— George, 210.
—— John, Minister of Leith, ciii.
—— William, 87.
Durward (Hostiarius), Alan, lxxviii.
—— Gamill, 279.

Edenam, Mr. William of, 26.
Edinburgh, Robert, Canon of, 279.
Edward, Monk of Cambuskenneth, 311.
—— I., King of England, xxxvi., xxxvii., lii.
—— III., King of England, lix.
—— IV., King of England, lxiv., lxv.
—— son of Patrick of Stirling, 57.
—— Chancellor to King David I., 72.
—— Richard, tenant of Newtoun, 13, 14, 16.
Effren insula (Inchaffray), Malise, Prior of, 313.
Eglinton (Egglinton, Eglingtoun, Eglyntoune), Hew, Earl of, 181, 218, 258, 318.
—— John of, Prior of Blantyre, etc., 95, 97, 99, 101, 103, 106.
Elphinston (Elphinstoune), William of, 294.
—— William, Lord, lxxxvii.
Engelram, Chancellor to King Malcolm IV., 71, 132.
Errol (Erol), William, Earl of, lxxvi., 175.
Erskine (Erskin, Erskyn), Adam, Commendator of Cambuskenneth, xcvii., cv.-cxii.
—— Adam, Chancellor of Glasgow, cv., cvi.
—— Alan of, brother to Sir Robert of that Ilk and of Kinnoull, 225, 227.
—— Honourable Alexander, cxiii., cxxiii., cxxiv.
—— Alexander, Rector of Monabroth, 188.
—— Colonel Alexander, of Cambuskenneth, cxiii., cxiv., cxvii., cxxiv.
—— David, Commendator of Dryburgh, xcvii.
—— David, cxxiv.
—— Harry, cxix., cxx.
—— Henry, "fear of Cardross," cxxiii.
—— Honourable John, cxvii.
—— John, cxv.
—— John, Abbot of Cambuskenneth, xcvii., ci.
—— John, Earl of Mar, xiv., cxxiv.
—— John Lord, xcvii., ci., cv.-cvii., 122, 188.
—— John of, 76.
—— John of, Chancellor of Glasgow, 32, 33.
—— John, of Dun, cix., cx.
—— John of, Vicar of Incheschenane, 34.
—— Lady Catherine, cxiv.
—— Nicholas of Kynnoule, 237-240, 275, 277.
—— Robert, Master of, xcvii.
—— Robert of, knight, 64, 124, 253-256, 258, 283, 284, 286.
—— Robert, of that Ilk and of Kynnoule, lvi., 224-229, 239, 240.
—— Robert, younger of Dun, cix., cx.
Erskine, Honourable Sir Charles, of Cambuskenneth and Alva, cxiv., cxv.
—— Honourable Sir Charles, of Cambuskenneth and Alva, son of the preceding, cxiv., cxv.
—— Sir James, of Cambuskenneth, cxii.
—— Sir John, of Alva, cxv.-cxvii.
—— Sir John, of Cambuskenneth, xiv.
—— Sir Thomas of, of that Ilk, lix., 33.
—— Thomas, Lord, lxvii.
—— Thomas, Master of, xcvii.
—— Thomas, of Brechin, Secretary, 318.
—— Thomas, of Cambuskenneth, cxiv.
—— Thomas, of Haltoune, Secretary, 218.
—— Thomas, of Linlathen, cxx.
—— Thomas of, Lord of Alway, 275, 277, 278.
—— William, Curate of Lenze, 189, 191, 194.
—— William, at Otterston, cxvii.
Erth (Airth), John, 258.
Ethole. *Vide* Athole.
Eugene, Clerk, 24.
—— III., Pope, xx., xlviii., 38-40.
—— IV., Pope, 55, 272.
Eva, mother of John Cwmyng, xxxi.
Ewin, John, 290.
—— Robert, 290.
Ewison, Duncan, 291.
—— Walter, 291.

Faber (Fabre), Alexander, 299.
—— Gilbert, 76.
—— Richard, 34.
Falconar, William, 218, 220.
Falkirk (Faukirk), Alexander of, 114.
Farnile (Farnyle), Alan of, Provost of Edinburgh, 124, 125.
—— Clement of, of Gogar, lxi., 126-129.
Fausyde, Thomas of, knight, 256, 258..
Fenton (Fentoune), Alexander, 264.
—— James, of Ogil, 262.
—— William of, lvi., lvii., 259, 260.
Ferdinand, King of Arragon, lxxxvi.
Ferguson, Robert, son of William of Raith, xvii.
—— William, of Raith, xvi.
Ferne, Mr. George, Rector of the University of St. Andrews, 22.
Fife (Fyff, Fyffe), Duncan, Earl of, 200, 202.
—— and Fothrick, Dean of, 4, 80.
—— and Fothriff, Brice, Dean of, 77.

Fife, John of, 311.
Finlay (Finelei), William of, 92.
Finlayson (Findlauson), Kessog, 113.
Fleming (Flemyng), Andrew, 198.
—— David, Lord of Bigar, 32, 33, 115, 140, 241, 274-277.
—— Sir David, 225, 227.
—— John, Lord, Great Chamberlain of Scotland, 179, 181-183, 185, 186.
—— Sir Malcolm, 183-185, 274, 276.
—— Malcolm, son of David, 274.
—— Thomas, 179, 180.
—— Patrick, Bailie of Kirkintulloch, 189, 194.
Fletcher (Flesar, Flescheware), Sir John, 180.
—— John, 310.
—— Robert, 310.
Forestar (Forestare, Forester, Forstare, Foster), Alexander, of Drip, Provost of Stirling, 122.
—— Alexander, of Culmore, 168.
—— David, tenant of Petilloch, 13, 15, 16.
—— Duncan, 302, 305.
—— Sir Duncan, of Skippinche, xxxiii.
—— Henry, 271.
—— John, 168.
—— John, 219, 221.
—— John, Bailie of Stirling, 291.
—— Sir John, Lord of Corstorphin, knight, lxi., 126, 127.
—— Marnin, 109-111.
—— Matthew, burgess of Stirling, 117, 118, 305.
—— Robert, 76.
—— Thomas, 272, 298.
—— Thomas, of Schiregardene, 38.
Forman, Mr. Robert, Precentor of Glasgow, 177, 178.
—— Robert, Dean of Glasgow, lxxvi., 218.
Forsyth (Forsith), Clerk, 64.
—— David, 218, 220.
—— Robert, 300, 309.
Fortune (Fortoune), Thomas, 209.
Foulartoune, Charles, 223.
Foulis, James, burgess of Edinburgh, 183, 184.
—— Mr. James, of Colintoun, Clerk Register, vi., viii., ix., 2, 4, 318.
—— James of, Notary, 273.
—— Thomas, Notary, 188, 214, 216.
—— William of, Vicar of Kirkis, 143, 146.
Fourgy or Petillok, Lord of, 18.
—— Duncan, Lord of, 4.
—— Gilbert, Lord of, 3, 4, 6.
Franceis, Adam, 108.
Francis I., King of France, lxxvi.-lxxviii.
Fraser (Fresale, Frasar, Fresare), Sir Alexander, knight, Chamberlain of Scotland, 200, 202.
—— Bernard, Sheriff of Stirling, 108, 297.
—— James, Notary, 87.
—— John, Dean of Restalrig, 290.
—— William, Bishop of St. Andrews, 3, 5, 6, 12, 146.
Freslay (Freslaw), Henry of, Lord of Arringrosk and Fourgy, 6, 9, 10, 12-14, 18, 20.
—— William of, knight, Lord of Fourgy, 9, 10, 23.
Galbraith, Alexander, 219, 221.
—— John, 218, 220.
—— Patrick, 217, 219,
—— Walter, 219, 221, 301.
—— Walter, of Portnellene, 217.
Galin, W[illiam] of, 66.
Galletly (Galychtly), John, 218, 220.
Galloway, William, 218, 220.
Gamill, John, 311.
—— Ostiarius to Hugh, Bishop of St. Andrews, 279.
Gamilsone, Adam, 76.
Gardin, George of, 107.
Gardner (Gardnar), Alexander, 212, 218, 220.
—— John, 219, 220.
—— Robert, Rector of Moniabrok, 298.
—— Robert, Notary, 114, 116, 120.
—— Thomas, of Denovane, 122.
Garuath, nephew to Simon, Bishop of Dunblane, 315.
Garschore, William, 194.
Gartenocht, David of, xxxii.
Geddewrd. *Vide* Jedburgh.
George, Cardinal Deacon of St. Mary in Porticu, 46.
Gerard, Cardinal Deacon of St. Adrian, 46.
Gibson, John, Notary, 209.
—— Robert, 126.
—— William, Dean of Restalrig, 2, 218.
Giffard (Giffert), David, 92.
—— Hugh, 280.

Gilbert (Gillebert), Earl, xxxii., 57, 280, 314.
—— Clerk to King William the Lion, 92, 142.
—— Priest of St. Martin, 39.
—— son of Richard, 253.
Gilcristin, 315.
Gill, John, Provost of Perth, 237, 238, 256.
Gillastop, brother of Gilcrist Magilmore, 70.
Gillechrist, Chaplain to Jonathan, Bishop of Dunblane, 313.
Gilleheshoc, son of John of Clechenes, 313.
Gillemichel, Parson of Moethel, 313.
Gillespy, Alexander, 219, 221.
Gillies (Gelis, Gilleis), Robert, 198.
—— Thomas, 189, 194, 198.
Gilmore, Cristiane, relict of Donald M'Cane, 218, 220.
Gilstoun, John of, 311.
Glasgow, (Glasgu), Archbishop of, lxix.
—— Bishop of, xxvii., 53, 165, 205, 230, 234.
—— Chapter of, 206, 231.
—— Dean and Chapter of, 201.
—— Engelram, Elect of, 132, 253.
—— George Lockhart, Dean of, xcvi.
—— Gavin Dunbar, Archbishop of, xcviii., 2, 187, 190, 191, 195, 198, 212, 214, 218, 318.
—— Gocelin, Bishop of, 44.
—— Herbert, Bishop of, 71.
—— Herbert, Elect of, 72.
—— James, Archbishop of, liv., 209, 242, 244-246.
—— John, Bishop of, liv., 200-203, 206, 207.
—— John of, 109.
—— Official of, 204.
—— Robert, Archbishop of, 175, 177, 207.
—— Walter, Bishop of, 176, 234, 284.
—— William, Archbishop of, 175.
—— William, Bishop of, 63, 64, 162.
Glencairn (Glencarne), Cuthbert, Earl of, 218, 220.
Glendovan, Prebendary of, xcii.
Gollane, John, 76.
Goodall, Walter, xv.
Gordon, Duke of, x.
—— Lady Catherine, cxxxvii.
Gourlay (Gourlaw), Alexander, 38, 157.
—— John, Monk of Aberbrothock, 99, 100, 105.
Gourlay (Gourlaw), William, Vicar of Kilmaronok, 306.
Grahame (Graham, Grame, Graym), Sir David, 225, 227.
—— David of, 109, 283, 284, 286.
—— John of, Rector of Erole, 107.
—— John of, 107, 114, 116.
—— Nicholas the, of Achincloch, 113, 116.
—— Sir Ninian, xxxv.
—— Sir Patrick of, Sheriff of Stirling, 70.
—— Sir Patrick of, 25.
—— Sir Patrick, of Cuyl, li.
—— Robert, Presbyter of Dunblane, 212-214.
—— William, of Auchinclocht, 122.
—— Walter, Bailie of Stirling, 291.
Gralterius, Bishop of Albania, 42.
Gray, David, 130, 311.
—— Isabella, spouse of Alexander, Earl of, Huntly, 242.
—— Patrick, 130.
—— Robert, 85.
Greenlaw (Grenelaw, Grenlaw), Sir John of, xxv., 310, 311.
—— William of, Archdeacon of St. Andrews, 224, 227.
Greg, Patrick, tenant of Fourgy, 13, 15, 16.
Gregory VI., Pope, 81, 153, 253.
—— IX., Pope, 162.
—— Cardinal Deacon, 39.
—— Cardinal Deacon of St. Mary in Aquiro, 46.
Grose, Richard, Abbot of Cambuskenneth, li.
Gudeswane, John, Notary, 136.
Guido, Cardinal Deacon of the Church of Rome, 39.
—— of Lindores, 149.
Guld, David, 308.
Gurle, Ingram, 251.
Guthilgurdy, The Archdeacon, Lord of, 9, 10.
Gynnis, Cristofer, 273.

Haddington, Thomas, second Earl of, cxiv.
Hagy, Andrew, cvii., cviii.
Hailes, Lord, xxxix.
Haithwy, Alexander, Bailie of Linlithgow, 273.
Haldane (Haldene), James, of Glennegess, knight, 122, 218, 220.
Haldany, Judge, 9, 10.

Haliburton (Haliburtoune), Henry of, 111.
—— Walter of, 283, 284, 286.
Halkerstone, Thomas, 249.
Halkerton, Sir Thomas, lxxiii.
Halyday, Alexander, 219.
—— John, 219, 221.
Hamilton (Hamiltoune, Hamiltoun, Hammiltoune), Andrew, 87.
—— Lord George, xi.
—— James, of Kyncavill, Sheriff of Linlithgow, 251.
—— John, Abbot of Paisley, xcix.
—— Mr. Patrick, cxiv.
—— Robert, cxiv.
—— William of, 275, 277.
—— William, Vicar of Stirling, 292.
Harmann, Subdeacon of the Church of Rome, 42.
Harpar, James, 168.
Harrow, Robert, 76.
Harrowar, William, 114.
Harvey (Harwy), Alan, 38.
Hastings (Hastinggis, Hastingis, Hastitig), John of, 29, 280.
Hay, Sir Gilbert, of Locherward, liii.
—— Gilbert of, Constable of Scotland, 9.
—— Gilbert of, knight, 316.
—— John of, 250, 297.
—— Mr. Richard Augustine, ix., l.
—— Richard, tenant of the mill of Arryngrosk, 13, 14.
—— Robert, 38.
—— Sir Thomas of, 12.
Helyas, Theodoret, xxx.
Henrison (Henrisone), James, 175, 289.
—— Manykyn, of Salouchy, 85.
Henry, Prince, son of David I., xlviii., 71, 72, 133.
—— III., King of England, xxxvi.
—— VIII., King of England, lxxvi., xcii., cxxxiii.
—— the Archdeacon, 161.
—— the Chaplain, 161.
—— Clerk to J., Bishop of Dunkeld, 313.
—— Earl of Huntingdon, 279.
—— Presbyter of St. Nereus and St. Archilleus, 42.
Hepburne, George, Dean of Dunkeld, 181, 249.
Herbert (Harbert), Chamberlain to King David I., 72, 312.
Herbert (Harbert), Clerk to the Bishop, 312.
—— Marshal, 160.
—— son of Herbert of Chalmer, 107.
Herries (Herrice), John, 124.
Hervey, Clerk, 161.
Hetun, Mr. John of, 26.
Hibernia (Ybernia), Thomas of, 76.
Hibestoter, R. of, xxxi.
Hill, Peter, 272.
Holyrood (Holy Cross), [Alwyn], Abbot of, 72.
—— George, Abbot of, lxxvi.
—— H., Abbot of, 162.
—— O., Prior of, 162.
—— Prior of, 151.
—— W., Abbot of, 108.
—— William, Abbot of, 71, 79, 144.
Home, Sir Andrew, xxxv.
Hoppiland, William, Notary, 130.
Horne (Horn), Thomas, 303, 306.
—— William, 190.
Houden (Houeden), John of, 133.
Houston (Houstone), Robert, 130,
Howy, John, 218, 220.
Hubald, Cardinal Presbyter of St. John and St. Paul, 39.
Hucheon, Mathew, 290.
Huctyrcardoner, Brice, Chaplain of, 161.
Hugh, the Cementar, 94.
—— Chancellor to King William the Lion, 160, 167, 314.
—— Chaplain to King William the Lion, 88, 252.
—— Clerk, 24, 94, 314.
Hunctroddis, Alexander of, 298.
Hungary, Mary Queen of, c.
Hunny, Walter, 303.
Huntly, Alexander, Earl of, 242, 244, 246, 248.
—— George, second Earl, cxxxvii.
Hume, Alexander, Lord, Great Chamberlain, 170, 175.
Hutoun, John, 85.

Ignarus, Bishop of Tusculum, 39.
Illebert, Clerk, 279.
Inchaffray (Effren insula), Malise, Prior of, 313.
Inchmahome, Malcolm, Parson of, 161.
Inglis, Margaret, cxvii.
—— William, 116.
Innes, Mr. Cosmo, xlii.

Innocent III., Pope, xx., 47-49, 51, 52, 66, 149-151.
Ireland, Thomas of, 76.
Isaac (Ysaac, Ysaach), Priest, 108, 112.
—— James, 114, 116.
—— John, 34, 116.
Isabella, spouse of David Fleming, Lord of Biggar, 274, 276.
Isles, John Earl of Ross, Lord of the, lxiv.

Jacint, Cardinal Deacon of St. Martin in Cosmidyne, 42.
James I., King of Scots, xlvii., lx., cxxxvii., 64, 164, 289, 290.
—— II., xlvi., lxi.
—— III., lxiii., lxiv., lxvii., lxix., cxxix., cxxxi., cxxxv., 168, 305.
—— IV., lxvii.-lxix., lxxi., lxxiii., lxxiv., lxxvi., lxxvii., lxxix., lxxxv.-lxxxvii., cxxviii., cxxxii., cxxxiii., cxxxvi., cxxxvii., 31, 167, 168, 171, 173, 174.
—— V., v., vii.-x., lxxvii., lxxxi., lxxxvii., xcii.-xciv., cxxxvi., 1, 38, 181, 197.
—— VI., cix.-cxiii., cxix.-cxxiv.
—— VII., x.
—— Prince, eldest son of King James IV., cxxxvi.
Jameson (Jamesone), Thomas, of Wodheid, 86.
—— William and John, 137.
Jardin, Alexander, of Apilgarth, 210, 211.
Jedburgh (Geddewrt, Jeddewrd, Jedworth), Abbot of, xxxvi.
—— Osbert, Abbot of, 71, 72, 80.
Jerusalem, Walter, knight of the Order of St. John of, 2.
—— Knights of St. John of, lxxv.
Joffrason, Alexander, 301-304.
John, Chancellor of the Earl, 161.
—— Chaplain to King David I., 77, 278.
—— Cardinal Presbyter of St. Anastasia, 42.
—— Clerk to Abraham, Bishop of Dunblane, 161.
—— Clerk to Sir Hugh Giffard, 110, 112.
—— XXII., Pope, 205.
—— tanner, 76.
—— son of Elias, burgess of Linlithgow, 109, 112.
—— son of the Earl of Fife, 94.
—— son of Robert Flescheware, 310.
John, son of Hernot, fisherman, 76.
—— son of Hugh, fisherman, 76.
—— son of James, 137.
—— son of Michael, fisherman, 76.
—— son of Walter, burgess of Perth, 28.
Johnson (Johneson, Johneston, Johnestoun, Johnnstoun, Johnston, Johnstoun), Dean George, xxxv.
—— James, 249.
—— James, tenant of Lethame and Hethame, 13, 15, 16.
—— John, of that Ilk, 85.
—— Richard, burgess of Stirling, 300.
Jonathan, Bishop of Dunblane, 165, 312, 313.
—— Archdeacon of Dunblane, 315.
—— Archdeacon, Chaplain to King William the Lion, 160.
Julius II., Pope, lxxiv., lxxvi., 208.
Justiciary, Commissioners of, cxv.

Kaleder, Richard of, 70. *Vide* Calendar.
Kalenter (Kalentyr). *Vide* Calendar.
Karrel, Galfrid, Sheriff of. *Vide* Crail.
Keir (Keyr), John, of Edinburgh, lxii., 117, 121.
—— John of, son and heir of John of Keir of Randalstoune, 119, 120.
—— John, father of John Keir, 113, 115, 116.
Keith, Christian of, 253-256, 258.
—— Robert, Bishop, xvi., xxv., lviii.
—— Robert of, 9, 316.
Kelso (Calcho, Kalchoch, Kelcho, Kelkhow), John, Abbot of, 56, 71, 73, 75.
—— John of, 279.
Kennedy, Fergus, xxxii.
—— John, xxxii.
Ker, Mr. George, Provost of Dunglas, 2.
—— John, 113.
—— John, of the Quattetar, 113.
—— William, 76.
Keremure, Maurice, Chaplain of, 315.
—— John, Parson of, 315.
Kergill, Barnard, Chaplain of, 26.
Kessaneson, Alan, 301.
Kettleston (Ketylistoune, Ketilistoune), William of, 67-69, 250.
Kincardine, John of, Abbot of Cambuskenneth, liv., 131.
Kinloss, Robert, Abbot of, 2.
Kinross, Henry of, 29.

Kintulach, Men of, lvii.
Kippen (Kyppen), Christina, daughter of the Parson of, xxxii.
—— Prebendary of, xcii.
Kirkintilloch, Proprietors of, xxix.
—— Mr. Hugh, Rector of, xxx.
Knok, John of Ardmanwell, 168.
Knollis, Sir William, lxx.
Knox, Cristiane, 219, 221.
—— John, xcix., cii., ciii., cx.
Kossard, Richard, 4.
Kuyk. *Vide* Cook.
Kyd, Alexander, Canon of the Royal Chapel of Stirling, 193.
Kynbute, Joachim of, Knight, 89.
Kynmonde, William of, 67.
Kynnard, William of, Clerk of St. Andrews, 238.
Kynnoule, Lords of, 240.
—— Brice, Rector of the Church of, 226.

Lacraie, W[illiam] of, 94.
Lamarderob, Robert of, xxxii.
Lamb, James, 291.
—— James, Rector of Quecht (Conuetht?), 293.
—— William, Canon of Moray, Rector of Conveth and Kynnell, 122.
Lamberton (Lambertoun, Lambertoune), Henry of, Constable of Stirling, 137.
—— John of, 111, 251.
—— William of, Bishop of St. Andrews, xxxviii., 146, 286.
Lanark (Lanarc), Richard of, 4.
—— Robert of, 28.
Landale, William, Bishop of St. Andrews, lv., lvi., 78.
Lardner, John, burgess of Stirling, 316.
Lascelis, William of, 133.
Lasdeles, Thomas of, 75.
Lauder (Laudre), George of, 125.
—— Henry, 291.
—— John, Chaplain, 123.
—— John, Notary, 190, 193, 197, 198, 216.
Law, Gilbert, Notary, xxxi., xxxii.
—— Thomas, 245.
Lawrence (Laurence), Official of St. Andrews, 151.
Lawson (Lausone, Lauson), James, of Bordland, Provost of Edinburgh, 2.
—— James, burgess of Edinburgh, 218.
Lawson, Richard, 175, 289.
—— Robert, Notary, 249.
Layng, Archibald, Notary, 178, 179.
Legate, Adam, 300.
—— John, 303, 309.
Leirmonth, Robert, 21.
Leith, John Durie, minister of, ciii.
Leky (Leke), Murdoch, 219, 220.
Lemhale, Thomas of, 108.
Lennox (Leuenax), Dean of, 177, 187, 192, 196, 203, 207, 209, 212, 215.
—— Duke of, cxx.
—— Gilchrist, brother to Maldouen Earl of, xvi.
—— Maldouen, Earl of, xvi.
—— Earls of, xv.
Lenze, Curate of, 179.
Leo X., Pope, lxxviii., lxxxviii., 15, 22, 249, 296.
Liberatione de. *Vide* Liverance.
Liberton (Libertoune), Henry, 130.
—— John, 130.
—— William of, 129, 130.
Liddale, Sir James of, of Halkerstoun, lxvi., lxvii.
—— John of, lxvi.
Lilburn (Libburn, Lilburne), Alexander, 211.
—— James, 218.
—— John, 220.
—— Thomas, 218, 220.
Lina, William of, 79.
Lindsay (Lindesay, Lindesi), David of, Earl of Craufurd, 237.
—— John of, 203, 206.
—— W[alter] of, 160.
—— William of, xxxii., 44, 51, 71, 72, 111, 190, 314.
Linlithgow (Linlithqw), Bailies of, 272.
—— John, Clerk of, 112.
—— Dean of, 143, 146, 155.
—— Robert, Dean of, 112.
—— William, Vicar of, 112.
Linton (Lintoune), James of, 125.
Liston (Listoune), John of, 273.
Litstar, John, Serjand, 273, 301, 304.
—— William, Notary, 156, 157, 190, 194.
Liverance, Symon of, 133.
Livingston (Leuingstoune, Leuinstoun, Leuistoune, Levingston, Levingstoun, Levingstoune, Levistoune), Alexander, 271, 275, 277.
—— Alexander of, Lord of Calentar, 91.

Livingston, David, 309.
—— Henry, of Manerstoune, 91.
—— Henry, of Myddill Benyne, 272.
—— John of, Knight, Lord of Calandar, 32, 33, 241, 259, 275, 277.
—— Joseph, 309.
—— Robert of, 241.
—— Robert, Lord of Dalry, 91.
—— Robert of, of the Calenter, 114, 116, 300.
—— William, of Kilsyth, cviii.
Lochmaben (Lacmaban), Nicholas of, Clerk, 316.
Lockhart (Lockart, Lokart), George, xcvi.
—— John, 118, 209.
Logan (Logane), John, 218, 220.
London (Londone), John of, Mayor of Berwick-upon-Tweed, 57, 59, 61.
Lorne, Patrick of, 310.
Lorraine, Mary of, c., cv.
Lothian (Laudonia), John, Archdeacon of, 79.
—— William, 270.
Ludo, William (Walter de Bidun), Chancellor, 252.
Luke, Clerk to Abraham, Bishop of Dunblane, 161.
Lundeif, Alexander Mylne, Rector of, lxxxviii., xciv.
Lundin (Lundyn), Philip of, 44, 57.
—— Thomas, son of Walter of, 57.
—— Walter, son of Philip of, 56, 57.
Lundores (Lundoris), Y., Abbot of, 66.
—— G[uido] of, 149.
—— Henry, Abbot of the Monastery of, 17, 22.
Lyn, James, Canon of Dunkeld, 187-189, 191.

M., THE ARCHDEACON, 132.
M., the Deacon, 176.
M., the Presbyter, 176.
Macalpy, Monathe, 9, 10.
M'Authane, John, 220.
Macbeth (Machbeth), Chaplain to Michael, 161.
Macbeth (Makbeth), the Priest, 315.
M'Brek, Dean Archibald, xxxv.
—— Dean Thomas, xxxv.
M'Callay, John, 221.
M'Cane (Makane), Donald, 218, 220.
Maccorkill (M'Karkill), Michill, 219, 221.
Macdonald, Donald, cxv., cxvi.
—— Lord of the Isles, cxxxvii.
Macduschath, 24.
Macfarlane, John, of Arrochar, xvii.
—— Elizabeth, Lady of, 218-220.
—— Walter, of that Ilk, or of Arrochar, xiv.-xvii.
M'Kawla, John, 217.
M'Kenzie, Sir George, x.
M'Kinlay (Macynlay), Donald, 219, 221.
—— John, 219-221.
—— Michell, 218, 220.
M'Ky, John, 291.
M'Lere (Maklere), John, 219-221.
M'Lintoch, Andrew, 219-221.
M'Nakill, John, Chaplain, 272.
M'Peth, Andrew, 273.
Macyntoch (M'Yntosh), Andrew, 219.
—— David, 219.
Magilmore, Gilcrist, 70.
Mailler, William, tenant in Cambuskenneth, cviii.
Mailwyne (Thomas), Notary, 224.
Makgilhois, Patrick, 168.
Makilquhene, John, 221.
Makkillay, John, 219.
Makison, Mr., cxxxviii.
Makkiswell, John of, 297.
Maklintoch, Donald, 221.
Makmoriss, Patrick, 219, 221.
Maky, Henry, tenant of Beyn, 13, 15.
Makynquhone, John, 219.
Malcarmes, A., of, 142.
Malcolm, Rector of Forteviot, 106, 107.
—— IV., King of Scots, xix., xxii., xlix., 44, 70, 73-75, 79, 150, 280.
—— father of Malcolm, 136.
—— servant of the King, 150.
M[alcolm], brother of King William, 133.
—— Parson of Inchmahome, 161.
Malcolm, son of Malcolm the son of Roger, 136.
Maleuile (Mailuile, Maluill), Galfred of, 57, 280.
—— Mr. Walter, 21, 212.
—— Mr. William, Chaplain, 22, 35-37.
Malise, Prior of Inchaffray, 313.
—— Parson of Dunblane, 161.
Malpole, Cormac, Prior of the Culdees, 161.
Malyson, John, 169.
Manfred, Cardinal Deacon of St. George, 42.
Manuell, Roger, Prior of, 108, 112.
Mar, John Earl of, cix., cx., cxiii., cxvii., cxix.-cxxiv., cxxv., cxxxviii.

Mar, William, Earl of, 75.
—— Lady Mary Stewart, Countess of, cxix., cxxiv.
Marche, Peter, Notary, 175.
March and Moray, Patrick, Earl of, 124.
Margaret, spouse of King James III., lxvii., cxxix., cxxxi.-cxxxv., 168.
—— Queen of Scotland, li., lii., 282-285.
—— Queen of King James V., lxxvii.
Marischal, William, Earl of, 175.
Marshall (Marschall), David, 297.
—— Donald, 113.
—— Herbert, 160.
Martin (Martyn), Alexander, 21, 281.
—— Steward to Simon Bishop of Dunblane, 315.
—— V., Pope, 119, 135.
—— Steward to William, Bishop of Dunblane, 161.
—— William, 301, 304.
Mary, Princess, daughter of King Henry VIII., xcii., cvii.
—— Queen Dowager, cviii.
—— Queen of Scots, cv.
Mason (Masoun, Masoune), Alexander, 273.
—— David, 311.
—— Robert, Canon of Dunblane, 267.
Masterton (Maistertoun), Sir John of, xxv., 310.
—— William, 311.
—— W., Canon of Cambuskenneth, 311.
Matheson, Mr. Robert, cxxxv.
Matilda, spouse of Alexander, son of Walter, Earl of Menteith, cxxxviii., 168.
Matthew (Mathew), Chancellor to King Alexander III., 297.
—— Chaplain of Tulybody, 161.
—— Dean of Dunblane, 162.
—— Richard, 79.
—— son of Symon of Tulibody, 161.
Maurice, Perpetual Vicar of Kilmaronock, 204, 215.
—— Chaplain of Kerimure, 315.
May, John, Prior of, 66, 149.
Meffane (Meffen), Andrew, of Clackmannan, 85.
—— David, 218, 220.
—— William, 270.
Megille, John of, 258.
Meldrum, William, Notary, 186.
Meleburne, Mr. Hugh of, 142.
Melrose (Melros, Melross), William, Abbot of, 71.
—— Abbot of, xxxvi.
—— Sir William of, xxv., 310, 311.
Menteith (Menteth), Maurice, Earl of, Sheriff of Stirling, 176.
—— James of, Provost of Stirling, xxxiv.
—— John, 87.
—— Walter, Earl of, cxxviii., 168, 169.
—— William, of West Kerss, knight, 86.
—— William of, 116.
Meothill (Modhel, Mothel, Muthill), Andrew, Archdeacon of, 314.
—— Malegill, Prior of, 313.
—— Patrick, Parson of, 313.
Merchant, Henry, 76.
—— Roger, 76.
Mersar, John, 256.
Mestrin, Macbeth of, 56.
Michael, Clerk, 56, 66.
—— Isaac (Ysaac), Clerk, Parson of Logyn, 161.
"Minnye, Lady," Countess of Mar, cxxiii.
Mitchell (Michell), Angus, 219, 221.
Mocfen, Roger of, knight, 256.
Moffet, John, lxxxiv.
Molendinam, Henry, 34.
Monros, Robert of, Rector of Quylk, 99, 100, 105.
—— Monyabrun, Curate of, 179.
Monymusk, Thomas of, li.
Moray, Robert, Chancellor of, lxxvi.
—— Thomas Randolph, Earl of, xliii.
More, Gilchrist, 64.
—— Reginald, 64.
—— William, of Abircorne, 62.
Moreville, Hugh of, 72, 77, 80, 250, 278.
—— Richard of, Constable, 26, 73, 75.
—— William of, xxxii., 314.
Morham, Adam of, 108-111.
—— John of, 108.
Morice (Morris, Marres), Chaplain to Jonathan, Bishop of Dunblane, 313.
—— Richard, 309.
Morn, Alexander, knight, 64.
Mortimer (Mortemer, Mortuomari), Sir Roger of, 225, 227, 279.
—— William of, 142.
Morton, Thomas of, Canon of Cambuskenneth, 311.
Moubray, Philip of, 317.
Moygne, Thomas, 126.

Multray, John, tenant of Lethame and Hethame, 13, 15, 16.
Mundrum (Mindrum), Giles of, Bailie of Berwick-on-Tweed, 59, 61.
Murdoch (Mordac), Stewart, son and heir of Robert, Duke of Albany, 275, 277.
Murehead, Mr. Richard, Dean of Glasgow, xxxiv.
Murray (Moravia, Murreff), Andrew, knight, of Balward, 13-22, 34, 35, 37, 38.
—— Andrew, Bishop of, 175.
—— Annabella, cxxiii., cxxv.
—— Sir Andrew, of Bothwell, xlv.
—— Archibald, Bishop of, 317.
—— Bishop of, lxxvi.
—— David, knight, of Fourgy or Arryngrosk, 17-22, 34-37.
—— Ellen, Lady of Easter Polmais, 296.
—— Sir Gideon, of Elibank, Deputy-Treasurer, cxii.
—— Herbert, 305.
—— James, Bishop of, 249.
—— John, brother-german of David, 17, 18, 20-22.
—— Patrick, 38.
—— Thomas of, Panetar of Scotland, 256.
—— Walter of, of Drumsergart, 259.
—— Mr. William of, 12, 16.
—— William, Bishop of, 77, 80.
—— William of, of Polmaise, xxxiii., xxxv., ci.
—— William, tenant of Lethame and Hethame, 13, 15, 16.
—— William, of Tulchadam, 117, 121.
Muschampe, Thomas of, 88.
Mushet (Muschet), Alexander, 303, 305.
Muthill. *Vide* Monthill.
Mwhantis, R. of, xxxi.
Myll, Henry, 264.
Mylne, Alexander, Abbot of Cambuskenneth, v., viii., liv., lviii., lxxii., lxxxiv., lxxxviii.-xcvi.
—— Alexander, Canon and Official of Dunkeld, lxxxi.
—— Henry, 38.

Nachty, John, 218.
Nairn, Duncan, cvi.
Napier (Napare, Naper, Napere), Alexander, 129.
—— Alexander, knight, son and heir of Archibald Napere of Marchamstoune, 209.
Napier, Sir John, Vicar of Kilmaronock, 208, 209.
—— John, of Kilmahew, 217.
Narne, Robert, 309.
—— Robert, Advocate, cxi.
—— Thomas, 305.
Nessus (Nesus), son of William, 91-93, 312.
Netretule, Thomas, Chaplain of, 24.
Newbigging (Newbygynnis), W , of, 107.
Newbottle (Newbotill), Amfrid, Abbot of, 71.
—— Roger, Abbot of, 250.
Newland (Newlandis), David, 272.
—— Duncan, 272.
Newton (Newtoun), George, Archdeacon of Dunblane, 122, 267.
—— tenants of, 7, 11.
Nicholas, Chancellor to King William the Lion, 73, 75, 253, 280, 312, 314.
—— Chamberlain to King Malcolm IV., 71.
—— Clerk to King David I., 77, 278.
—— Clerk to King Malcolm IV., 80.
Nicholl, Robert, 194.
Nicholson, John, 245.
—— Robert, son of, 273.
Normand, John, Bailie of Berwick-on-Tweed, 59, 61.
Normaville (Normavill, Normawelle), Robert, 275, 277.
—— John, 113, 116, 298.
Norton (Nortoun, Nortoune), Alexander, 303.
—— Andrew, Notary, 168.
Nory, Sir William, 242, 244-248.
Nusy, Symon of, 66.
Nycholl, Sir David, xxxv.

Octavian, Bishop of Ostia and Velletri, 46.
Odo, servant to the King (William the Lion), 150.
—— Cardinal Deacon of St. George, 39.
—— Cardinal Deacon of St. Nicholas in the Tullian prison, 42.
Ogilvy (Ogilby), John, of Fingask, 289.
Olepene (Olipene), William of, 73, 75.
Olikis (Olifard), Walter, 26, 251.
Oliphant, Lawrence, Lord, 289.
—— Walter, 186, 256.
Oliver (Olifer, Olifard), David, 73, 75, 144.
—— W., Justiciar of Lothian, 317.
—— Walter, 26, 251.
Oppidum, Peter of, 56.

Orenestet (Restinnot), Robert, Prior of, 280.
Orkney (Orknay) and Caithness (Katnes), William, Earl of, x., 117, 121.
—— Bishop of, xciv.
Osbert, Bishop of Dunblane, 161, 165.
Otterburne (Otterburn), Adam, Provost of Edinburgh, 223.
—— Adam of Auldhame, 181, 183, 184, 186, 218.
—— Adam of Reidhall, knight, 2.
Otterston, Heiress of, cxvii.
Ouide, A[dam], 66.

Painter, George, 264.
—— (Payntoure), Thomas, 130.
Paisley, George, Abbot of, treasurer, 170.
Palgrave, Sir Francis, xxxvii., xxxix.
Palmer, John, 141, 272.
Pantar (Panitar, Paniter, Panter), Alexander, Vicar of Carstairs, xcviii.
—— David, Abbot of Cambuskenneth, xcviii.-civ.
—— David, Vicar of Carstairs, xcviii., xcix.
—— David, Bishop of Ross, xxxv., xcviii.-ci.
—— Family of, lxxxvi.
—— Sir John, xxxv.
—— Patrick, Abbot of Cambuskenneth, lxxii.-lxxxvii., lxxxix., xc., xcviii., civ., cviii.
Paparo, John, Cardinal Deacon of St. Adrian, 39.
Pardovyn (Perduvyn), Robert of, 259.
—— William, 121, 122.
Parker (Parcur), Hugh, 150, 152, 286.
Parkle, Patrick of, 273.
Parklye, James of, of that Ilk, 273.
Passele, W[illiam] of, 160.
Paterson, John, 123.
—— Thomas, 291.
—— William, 296.
—— William, Canon of Cambuskenneth, 189.
—— William, Factor to Alexander, Abbot of Cambuskenneth, 223.
Paton, Mr. Joseph, Dunfermline, cxxxix.
Patonson, Richard, 129.
Patrick, 150.
—— Earl, 160.
—— Justiciar to King William the Lion, 93.
—— son of Elias, 108.
—— son of Gillemanthach, 313.
—— son of Macbeth of Mestrin, 56.
—— son of Patrick Bercar, 109, 110.
Patrick, son of William, 250.
Pennek, John, 291.
Pentland, James of, 311.
Perth, Magistrates of, cxvi.
—— Earl of, Lord Chancellor, x.
—— Preaching Friars of, xxviii., 318.
—— Sheriffs and Bailies of, 259.
—— Sir Andrew, Perpetual Vicar of, Dean of Gebry, 229.
Pete (Peyt), Laurence, tenant of Newtoun, 13, 14, 16.
Peter, Bishop of Porto and St. Rufina, etc., 46.
—— Cardinal Deacon of St. Eustach near the Temple of Agrippa, 42.
—— The Clerk, 250.
—— brother of the Abbot of Dunfermeling, 279.
Petillok, Adam of, 9, 10.
Petrus, M., lxxxi.
Petscoty, Andrew of, 237, 238.
—— John of, 259.
Philip, Marischal to King William the Lion, 93.
Philp, Andrew, Curate of Kynnoule, 245.
—— John, Curate of Kynnoule, 245.
Philpson, Andrew, 198.
Picarde, Sir Patrick, Rector of Torry, 77.
Pinnun, Henry, 313.
Pius II., Pope, 117.
Port of Ostia and St. Rufina, Barnard, Bishop of, 42, 46.
Portar, Andrew, 219, 221.
Portarfield, John, of Molenduno, 85.
Præneste, John, Bishop of, 46.
Prebenda, Hugh of, 92.
—— Richard, of, Clerk to King William, 29, 57, 93, 166.
Preston (Prestoun), Thomas of, 129.
—— William, Rector of Beltoun, 2.
Prethir, Richard, burgess of Stirling, 70.
Purves, David, lxvi.
Pyat, John, 130.

Quhite. *Vide* White.
Quhiting. *Vide* Whiting.
Quhiteheid. *Vide* Whitehead.
Quinci, Robert of, 57, 144.
—— Seher of, Earl of Winton, xxi., 91-93.
—— Symon of, 92.

Radulf, the Chaplain, 24, 160.
Radulph, Presbyter, 56.
Rae (Ra, Raa), Dean Andrew, xxxv.
—— Robert, 76.
Ramsay, James, 208.
Randolph, Thomas, Earl of Moray, xliii.
Rankyn, John, Rector of Hutoune, 209.
Rannald, John, son and heir of the late Patrick Rannald, burgess of Linlithgow, 271.
Rannaldson, Sir John, 86, 167, 296.
Raparlaw, Richard of, 26.
Rayny, John, 298.
Reid (Rede), Alexander, 87.
—— Alexander, of the Forest, 85.
—— Charles, 302, 305.
—— John, 180.
—— John, 126.
—— John, of the Forest, 85.
—— John, Vicar of Mearns and Rector of the University of Glasgow, 213.
—— Robert, Notary, 21, 22, 242, 243.
—— Robert, Sub-Dean of Moray, 292.
—— Sir William, of Chalmer, 137.
—— Sir William, xxxv.
Reidheuch, Alexander, 303.
—— Andrew, of the Quarell, 122.
—— James, 301-305.
—— Richard, 303.
Remorgun, John of, 259.
Rerik, Gilbert, 294.
Restalrig, Dean of, xxxii.
Restinnot, Robert, Prior of, 280.
Rew, Dionisius, Chaplain, 123.
Rhodes, Grand Master of, lxxv.
—— Knights of, lxxv.
Richard, Chamberlain, 66.
—— Bishop of St. Andrews, 144.
—— Chancellor to King William the Lion, 144.
—— Chaplain to King William the Lion, 312.
—— Chaplain, 79, 94.
—— Chaplain of the Earl, 161.
—— Clerk, 79, 92, 133.
—— John, 309.
—— Priest of Forteviot, 133.
—— son of Hugh, 29, 57, 133.
—— son of John, 300.
—— son of Luguen, 89.
Richardson, Robert, xci., xcii.
Riddell (Ridale, Riddall), Gervas, 280.
Riddell, Walter of, 72.
—— William of, Clerk, 279.
Robert, brother of Bishop of St. Andrews, 144, 279.
—— Chancellor to Richard, 177.
—— Chaplain to the King, xxxii., 132.
—— Chaplain, 4, 176, 280.
—— Chaplain to King William, 314.
—— the Executioner, 76.
—— Prior of Restenet, 280.
—— I., King of Scots, xxxix., xl., xlvi., liii., lv., 9, 61, 141, 199-203, 205, 206, 234, 251, 275, 287, 288, 316, 317.
—— II., xlvi.
—— III., xxviii., xlvi., lvii., lxxii.
—— Mr., 137.
—— son of the Parson of Tuthedell, 315.
—— son of Seulf, 144, 312.
—— son of Seher of Quinci, 91-94.
—— son of Walter, 94.
Robertson, Donald, cxv.
—— John, cxv.
—— John, of Geleam, 85.
—— William, 218, 220.
—— Mr. William, xlii.
Robeson, Sir John, 180.
—— William, 212.
Roger, Clerk, 133.
—— grandfather of Malcolm, 136.
—— Prior, 92.
—— son of Henry, 92.
Rogerson (Rogersone), Stephen, 124.
Roglyn, John, Canon of Dunblane, 25.
—— Richard, Canon of Dunblane, 25.
Rolland, son of Vetred, 160.
—— William, 129.
Ross, Hugh of, 225, 227.
—— Alexander, Duke of, cxxxvi.
—— David Panter, Bishop of, xxxv., xcix.-civ.
—— James, Bishop of, lxxvii., 2, 66, 318.
—— (Rossie), James, Duke of, lxix., 174.
—— John, Earl of, lxiv.
—— Robert, Bishop of, 66.
Rothes, Margaret Crichton, formerly Countess of, xcviii.
Rothesay, David, Duke of, Earl of Carrik and Athole, and Steward of Scotland, 278.
Rowe, William of, 109-111.
Roxburgh (Rogesburg), Adam of, 77, 278.

Roxburgh, Hugh of, the Chancellor's Clerk, 312, 314.
Ruddiman, Mr. Thomas, xv., lxxiii., lxxxv., c., civ.
Ruffo, William, knight, xxxii.
Rule, A. of, Clerk, xxxi.

Saddler (Sadillar), Hugh, 120.
—— John, 120.
Salisbury (Salusbiri), William, Earl of, 94.
Salle, William of, 92.
Sanchar, John, Canon of Glasgow, 193.
—— John, of Edilstoune, 216.
St. Andrew, the Apostle, x.
St. Andrews, Archdeacon of, 78.
—— Archbishop of, lxix.
—— Alexander Stewart, Archbishop of, lxxiii., lxxiv.
St. Andrews and Dunblane, Archdeacons of, 8, 9, 12.
—— Bishop of, lxiii., 69, 112, 149, 151, 163, 226, 233.
—— Chapter of, 5.
—— Official of, 157.
—— Prior of, 66.
—— Prior and Chapter of, 130, 226.
—— Arnald, Bishop of, 144.
—— Baldred, Official of. *Vide* Baldred.
—— David Benham, Bishop of, 142, 148.
—— G[ameline], Bishop of, 112.
—— Henry, Bishop of, 29.
—— Hugh, Bishop of, 133, 278.
—— James, Archbishop of, 155, 156.
—— John, Prior of, lxxvi., 175, 243, 245, 289.
—— John, Prior of the Cathedral Church of, 5, 122, 241.
—— Lawrence, Archdeacon of, 66.
—— Matthew, Archdeacon of, 253, 312, 314.
—— Patrick, Bishop of, 293.
—— Patrick, Prior of, 318.
—— Prior of the Church of, 227.
—— Ranulph, Archdeacon of, 79.
—— Richard, Bishop of, 144, 312, 314.
—— Richard, Elect of, 71.
—— Richard, Minister of the Church of, 144.
—— Robert, Bishop of, xx., xxv., 38, 44, 72, 78, 142, 144.
—— Robert, Prior of, xlviii., 38, 72, 142.
—— Robert, Canon of, 144.
St. Andrews and Dunblane, Stephen of, 131, 132.
—— Thomas of, xxv., 310.
—— Walter, Bishop of, 95, 99, 101, 278.
—— William, Archbishop of, 175.
—— William Fraser, Bishop of, 3, 5, 6, 143, 144, 146, 153.
—— William Lamberton, Bishop of, 12, 200, 202, 286, 288.
—— William Landale, Bishop of, lvi., 63, 80, 124, 159, 224, 225, 227, 228, 230, 233, 234, 258, 283, 284, 286, 288.
—— William Malvoisine, Bishop of, 65, 66.
—— William, Prior of, 314.
St. Colme's Isle (Inchcolm), Brice, Prior of, 24.
St. John, Canons of, xxvii.
St. John of Jerusalem at Torphichen, Knights of, lxxv.
St. Johns, George, Lord of, 218.
—— William, Lord, 289.
St. Martin, Alexander of, 142, 253, 279.
—— Gilbert, Priest of, 39.
—— Laurence, the Martyr, lxii.
St. Mary's Isle, David Pantar, Prior of, xcix.
St. Serf's Inch, Andrew of Wyntoun, Prior of, xviii., xl.
St. Thomas the Martyr, 203.
St. Victor, Abbot of (in France), lxxxiv., lxxxix., xc., xci.
Schanwall, Robert, Vicar of Kirkcaldy, 281.
Scone, Abbot of, 150.
—— Abbey and Convent of, xlvi.
—— John of, Vicar of Forgounddeveny, 100, 105.
—— John of, Chaplain, 99.
Scotland, Bishops of the Kingdom of, 95.
—— Gavin Dunbar, Chancellor of, xcviii., 2.
—— Kings of, 61, 199, 201, 316.
—— Robert, Earl of Stratherne, Steward of, 124, 256, 257, 283, 284, 286.
—— Walter, Steward of, 9, 200, 202.
Scott (Scot), Adam, xxxii.
—— Alan, 116, 310.
—— Alexander, 281, 291.
—— Andrew, 198.
—— Isaac, 79.
—— Maurice, 113.
—— Patrick, Notary, 293.
—— Patrick, Vicar of Stirling, 298.
—— Sir William, of Balwery, knight, 181, 218.

Scott, Thomas, 194, 198.
—— Thomas, of Petgormo, 2.
—— William, of Flawcrag, 175.
—— William, 129.
—— William, tenant of Beyn, 13, 15.
Scrimgeour, John, 210.
Schaw, James, knight, 87.
Scugall, John of, lix., 298-300, 309.
Selford, William of, 92.
Senzeor (Sonzoar), Thomas, dweller in Balward, 13, 15, 16.
Sergant, Richard, 94.
Session, Lords of, xli., xciii.
—— Alexander Mylne, first President of the, xciii., xciv.
Seton (Seytoune), John, 130.
—— Sir Christopher, xlv., lii.
Shearer (Scherar), John, Archdeacon of Ross, 178.
—— Michell, 219, 221.
—— William, Bailie of Berwick-on-Tweed, 59, 61.
Sibbald, Andrew, Canon of Glasgow, 245.
—— Henry, 21.
Sille, John, 304.
Simon (Symon), Physician, 161.
—— son of Makbeth, 312.
Simple (Simpill), John, of Foulwod, 219, 221.
—— Thomas, 258.
Simpson (Simson, Symson), Andrew, Curate of Lenze, 198.
—— Donald, 157.
—— James, Official of St. Andrews, 292.
—— John, 273.
Sinclair (Sinclare, Sincler), Edward, 123.
—— Henry, 123.
—— Sir Oliver, x.
—— Robert, Bishop of Dunkeld, xxvii., xxviii., lvii., lviii., 106.
—— William, 123.
—— William, Earl of Orkney and Caithness, x.
Sissor, Adam, 76.
Siward, son of Siward of Alweth, 94.
Sixtus IV., Pope, 305.
Skinner, John the, 76.
—— of Alweth, 94.
"Slaitis, John" (Earl of Mar), cxxiii.
Slewman, John, 218, 220.
Smith (Smyth), Andrew, Dean of Lennox, 213.
Smollett, Tobias, xvi., xvii.
Smythetune, Emma, li.
—— Gilbert, li.
Sodor, Gilbert, Bishop of, 200, 202.
Somerville (Sumerwill, Symmerwell), Mr. John, xxxii.
—— William of, 71, 72.
Soules, Randulph of, 133.
Spence (Spens), David, 15.
—— Mr. Hugh, Provost of the College Church of St. Salvator, 15, 22, 249, 292.
—— John, 21, 281.
—— John of, Notary, 119.
Spinelly, Cardinal, lxxvi.
Spittall (Spittale), Alexander, Vicar of ——, 188.
—— Andrew, 219, 221.
—— Henry, 291.
—— Robert, 38.
Spottiswoode, John, Archbishop of St. Andrews, lxxxi.
Spry, William, 309.
Stanhous (Stanus), Adam of, 112.
—— John of, 108.
Stanlie, Alexander, Dean of Guild, Edinburgh, 129.
Steuart, Alexander, cxv.
Stevin (Stewin), Andrew, 219, 220.
Steward, the High, of Scotland, xxxix., xliii.
Stewart (Steward), Adam, 245, 317.
—— Alan, 296.
—— Alexander, cxv., 316.
—— Alexander, natural son of King James IV., lxxiii.
—— Archibald, ciii.
—— Arthur, of Culbeg, 168.
—— David, of Hartshaw, 136.
—— John, brother of Robert, Earl of Strathern, 258.
—— Lady Mary, Countess of Mar, cxix., cxx., cxxiii., cxxiv.
—— Miles, 92.
—— Sir Murdoch, 275, 277.
—— Robert, 159.
—— Robert, son of Marjory Bruce, xl., xliii.
—— William, 94, 243, 245, 248.
—— Walter, 156-159, 278.
Stewarts, the, xli.
Stichill, Philip of, 57.
—— Mr. Robert of, 66.
Stikelwe, Richard of, 109.

Stirling (Sterling, Sterueling, Striveling, Striueling, Strueling), Ace of, 56.
—— Sir Alexander of, 24, 137, 297.
—— Alexander, Sheriff of, xxxii., 29, 57, 137, 314.
—— Mr. Alexander of, 137.
—— Alfred, Abbot of the Church of, xlviii., xlix., 40.
—— Andrew, Provost of, 108.
—— Provost and Bailies of, lxv., cx., cxi.
—— Commissary of, xxix.
—— Chamberlain of, cxi.
—— Dufoc, Sheriff of, 250.
—— Edward, son of Patrick of, 57.
—— Henry Clerk, burgess of, 109.
—— Henry, son of Robert of, 25.
—— Hugh of, 142.
—— John, 177, 178, 187, 250.
—— John, of Kere (Keir), 210.
—— John of, 25, 70, 75, 109.
—— Nicholas, third Abbot of the Church of St. Mary of, xlix., cxxviii., 42.
—— Peter, Clerk of, 71, 133.
—— Richard, 21, 209-211.
—— Sir Richard, liv., 185, 209, 211.
—— Richard of, 132, 133.
—— Mr. Robert of, 137.
—— Sheriff of, Robert, 141.
—— Thomas of, Chancellor to King Alexander II., 176.
—— William of, 70.
—— William, of Keir, lxvii.
—— William, of Tulicultry, 85.
—— William, first Abbot of the Church of St. Mary of, xlviii., 1, 38, 79, 142.
—— Abbot and Canons of, 56, 77, 79, 162.
—— Burgesses of, 75, 76, 137.
—— Canons of, 47, 70, 72, 74, 91, 132, 133, 312.
—— Sheriff of, 61, 62, 64, 65, 286, 317.
Story, Archibald, Canon of Cambuskenneth, 311.
Stradhelm, Andrew of, 57.
Strathachin, Procurator of David Bruse of Kennet, 88.
Strathern, G[ilbert], Earl of, 133.
Stratherne, Johanna, Countess of, 255.
—— Maurice of, Archdeacon of Dunblane, 81.
Stratherne, Robert, Earl of, Steward of Scotland, 124, 256, 257, 283, 284, 286.
Stremistone (Streminstone), Thomas, 58, 59.
Strubieth, Maurice, Chaplain of, 315.
Stur, Robert, 94.
Subald, Bishop of Ostia, 42.
Suerd, James, 291.
Sulebi, Roger of, 142.
Swlis (Sules), Randulph of, 71, 72, 133, 312.
Sym, Andrew, Vicar of Cumry, 264.
—— John, of Banchry, 85.
Symon, Bishop of Dunblane, 165.
—— Mr., Physician, 161.
—— of Tulibody, 161.
—— Parson of Alweth, 161.
Synmerdsburn, Ralph, Lord of, Rector of the Church of Arryngrosk, 4, 5.

Tailzefer, Thomas, 307.
Tais, John, 301, 304.
Taitt, Alexander, xv.
—— John, merchant, Edinburgh, xv.
Tarbat, Lord, ix.
Templeman, John, xlvii.
—— Sir William, Superior of Cambuskenneth, xlvii.
Tennand, John, fisherman, 76.
—— Philip, son of John, 76.
Tereld, 94.
Thayne, Alexander, of Fordaill, 136.
Thomas, servant to Osbert, Bishop of Dunblane, 162.
—— Sir David, Curate of Kilmaronok, 217.
—— John, Notary, 191.
—— Chaplain of Netretule, 24.
—— brazier, 76.
—— Dean, 25.
—— potator, 76.
—— brother of John of Stanhous, 108.
—— son of Siward of Alweth, 94.
—— son of Walter of Lundin, 56.
Thomson (Thomsone, Thomsoun), James, 218, 220.
—— John, 113, 304.
—— John, burgess of Edinburgh, 186.
—— Mr. Thomas, xlii.
Thor, William, son of, 56.
Thoraldson, Alexander, son of William, 279.

Tinctor, Vincent, Prior of the Preaching Friars of Stirling, 122.
Tiry, John, 290.
Tod, John, 213.
Toledo, Council of, xci.
Torphichen, William, Preceptor of, lxx.
—— Knights of St. John of, lxxv.
Torry, Rector of, lv.
Towns, Peter of, 56.
Treasurer, Lord High, of Scotland, lxix., lxxi.
Trebrine (Trebrone), Andrew of, 231, 232, 236, 237, 332.
Tripena (Trippeneth), Nicholas, 70.
—— Richard of, 25.
Truant, Henry, 79.
Tuch, John, lxii., 309.
Tulialwyn, Sir John, Vicar of, 162.
Tulibody, Simon (Symon) of, 161.
Tullibardine, John, Earl of, cxvi.
Tullicultry, Sir Thomas of, Vicar of Auchterarder (Hucterardor), 316.
Tulloch, Michael, 186.
—— Peter, Notary, 217.
Tulloiss, Michaell, 223.
Tulous, Robert of, Rector of Stirling, 298.
Tulybody, Matthew, Chaplain of, 161.
Tulydaf, John, Warden of the Minorite Friars of Stirling, 122.
Tulylum, Carmelite Friars of, xxvii.
Turpin, Mr., 133.
Tusculum, Ignarus, Bishop of, 39.
Twy, Thomas, 99, 100, 105.
Tyningham, Dean of, 151.

Umfraville (Umframull, Vmframuille), Gilbert of, 44, 108, 112, 279.
Urban, St., Pope, 270, 284.

Valing (Valingum, Valonhis), Philip of, 57, 73, 75, 92, 144.
Varia Capella, John of, Vicar of Stobor, 70.
Vatingfehill, Roger, 92.
Vchiltre, John of, Armour-bearer, 140, 241.
—— John of, Notary Public, 32, 33.
Vepont (Veteriponte), William of, 94, 280.
Viched, Robert. *Vide* Wiched.
Victoria, Queen, lxvii., cxxxv., cxxxvi.
Vnone, Clerk, 108.
Vnspac, 150.
Vrry, Hugh, 75, 76.
Vualleuo (Valueuo), Earl, 73, 75, 312.

W., Chaplain to the Bishop of Dunblane, 161.
W., Clerk, 161.
W., son of James, 108.
—— son of Thorald, Sheriff of Stirling, 175.
Waldeve. *Vide* Vualleuo.
Waleram, John, 92.
Wales, (Edward) Prince of, xxxvii.
Walkar, Thomas, 58, 60.
Wallace (Wallibus), James, 197.
—— John of, 250.
—— Sir William, xxv., xxxvi.
Walter, Chaplain to King William the Lion, 92, 160.
—— the High Steward of Scotland, xl., xliii., 200, 202.
—— the Clerk, 133.
—— Clerk to the Bishop of Glasgow, 177.
—— knight of St. John of Jerusalem, 2.
—— brother of Provost of Stirling, 137.
—— son of Alan, 71, 73, 75, 77, 132, 133, 252, 253, 278, 317.
—— son of Philip of Lundyn, 44, 56, 57.
—— the Scriptor, 80.
—— the Steward, Chancellor, 77, 80, 250, 278.
Walterson, John, burgess of Perth, 28.
Walwod, William, 136.
Warbeck, Perkin, cxxxvii.
Wardlaw, Andrew of, xlvi.
—— Henry, Bishop of St. Andrews, 29.
—— Marion of, xlvi.
Warwick (Warewic, Warwic, Warwyc), R. of, 176.
—— Hugh of, 137.
—— Richard of, 108, 137.
—— W. of, 137.
Wat, Baldewin of, 94.
Watson, Thomas, of Stanhous, 113.
—— John, 113.
—— William, 291.
Wawane, George, Canon of Dunblane, 267.
Webster (Wobstare), Malcolm, 298.
Wedall (Wadell, Weddale), Henry of, Notary, 107.
—— John, Rector of Flisk, and Principal Official of St. Andrews, 249, 281.
Weir (Ver, Were), John, 273.

Weir, Ralph of, 280.
Wemys, Robert, 267.
—— Thomas, 21, 281.
Werk (Berkeley), Walter of, Chamberlain to King William the Lion, 133.
White (Quhit, Quhite), Sir David, xxiv., 310.
—— Mr. Henry, Rector of Fynevin, 2.
—— Henry, Canon of Moray, etc., 261-267.
—— John, of Lumbenny, 261-265.
—— Robert, of Tewhindade, 261-265.
Whitehead (Quhiteheid), Andrew, 207.
—— Archibald, Rector of Rothesay, 309.
Whiting (Quhiting), John, son of Robert, burgess of Edinburgh, 124, 125.
Wiched, Robert, Bailie of Berwick-on-Tweed, 59, 61.
Wild, Thomas, 298.
William, 279.
—— First Abbot of Cambuskenneth, 38.
—— the Lion, King of Scots, xix., xxi.-xxxii., liii., 26, 29, 44, 57, 65, 72-74, 88, 91, 92, 132, 133, 138, 144, 151, 160, 166, 252, 279, 314, 315.
—— Chaplain to King William the Lion, 92-94,
—— Chaplain to the King's Chancellor, 132.
—— Chaplain to the Countess of Buchan, xxx.
—— Cardinal Presbyter of St. Peter, 42.
—— brother of Mure of Corntone, 76.
—— Provost of Stirling, 137.
—— (Walter), son of Alan Stewart, Justiciar of Scotland, 317.
—— son of James, 137.
—— son of Lambur, 94.
—— son of Thor, 56.
—— son of Thorald, 44, 133, 137, 175, 252.
Williamson, John, of Angous, 259.
—— John, 309.
Wilson (Wilsone, Wilsoun), James, 21, 267.
—— Prebendary of Dunblane, 173.
Wilson, James, Canon of Dunblane, 264.
—— James, Prebendary of Glendowane, 122.
—— James, Notary, 212.
—— John, lxv., 303, 306.
—— John, of Gartynclare, 85.
Wilton (Wiltun), Robert of, 133.
—— Roger of, xxxi., 29, 93.
Winton, Earl of, liii.
Wishart (Wischard, Wischart), 88.
—— John, 108.
—— Robert, Bishop of Glasgow, xxxvii.
—— William, 112.
Witste, John, 76.
Wiville W[illiam] of, knight, 79.
Wontoun, Mr. Richard of, 3.
Wordye, Dean Thomas, xxxv.
—— William, xxxv.
Wright (Wricht), David, burgess of Edinburgh, 127-129.
—— George, 130.
—— Godfrid, 120.
—— Martin, burgess of Edinburgh, 124, 125.
—— Robert, 309.
Wyntoun, Andrew of, Prior of St. Serf's Inch, xviii., xl.

YBERNIA. *See* Ireland.
Yhaliluk, David, 311.
—— Thomas, 311.
Ymery (Ymry), Thomas, tenant of Conlony, 13, 14, 16.
—— Walter, tenant of Conlony, 13, 14, 16.
York (Bainbridge), Cardinal of, lxxvi.
Young (Zoung), John, 117.
Ysaac (Ysaack). *Vide* Isaac.

ZARE, HUGH, 118.
—— John of, 27.
Zoung. *Vide* Young.

Index OF PLACES.

Abbotishude, 291.
Aberdeen, Shire of, xxiii., xxxvii.
—— University of, lxxxv.
Abir, 221.
Abircorne, 64.
Airth (Erth, Harth), xxiii., 29, 123, 124.
Alloa, Lands of, vii.
—— Chapel of, xxiv., lix.
Altisiodore, 39.
Alva, Lands of, vii., xviii.
Alveth (Alueth, Alweth), Church of St. Servan of, xxiv., lvii., 23-29, 44, 47.
—— Town of, 25.
Alway, Chapel of, 29-33.
—— Lordship of, 30.
Ancona, lxxv.
Angus, Deanery of, lxxxviii.
Angus and Mearns, cix., cx.
Ardoch, 221.
Arringrosk, Barony of, 34, 35, 37.
—— Chaplainry of, 34.
—— Church of, 3-6, 20, 34, 35, 37.
—— Church-land of, 24.
—— Lands of, vii., xxiii., xxiv., 3-23, 34-38.
—— Mill of, 6-20, 23.
—— Parish of, 20.
—— Town of, 35.
Arrochar, xvi., xvii.
Arrosia, xx.
Athole, Deanery of, lxxxviii.
Athray (Atheray), 61, 62.
Auchnagufe, 265.
Auldkrathy (Auldkathy), Rectory of, 208.
Avignon (Avinione), 23, 53, 84, 85, 96, 102, 155, 205, 207, 233, 255.
Ayr (Aire), xlii., liii., 48.
Badyndeth (Badendath, Badindath), xxiii., 43, 47, 67-70, 250.
Balandro, lands of, lxxix.
Balcormock (Balcormok), xxiii., xxiv., 44, 56, 57.
Balkely, Croft of, lxxix.
Ballaggane, 220.
Ballindoch (Bandoch), lxxx.
Balloch, 221.
Balrichart, 221.
Balvaird (Baleward, Balward), Lands of, 7, 13, 14, 18, 20.
—— Mill of, 14, 20.
—— Castle of, 38.
Bandaith, cxxiv.
Bannoc (Banoc), 150.
—— Vtred, 150.
Beton's Mill, cxxxi.
Berwick (Berwic), xxiii., 57-61.
Beyn (Benn), 7, 11, 13, 18, 20.
Birgham, lii.
Blackwilly, cxi.
Blair (Blar, Blare), Church of, 47, 65-67.
Blairnill, 220.
Blairquhannane, 220.
Blairquhes, 220.
Blairquhomre, 220.
Blois, lxxv.
Bonkle, in the Diocese of Dunkeld, 156.
—— and Preston, xciv.
Bordland (Borland), Lands of, 167, 220.
Bothkennar (Buthkenner), 61-65.
Botwricht, Lands of, 221.
Boulogne, ci.
Brechin, Church of, lxxiii., lxxix.
Buthcadroch, 150, 151.

Buthlane, xxxi.
Byning (Benyn, Bynnyn, Bynyne), Town of, 44, 48, 68, 111, 250.

Calendar (Calanthir, Calentare, Calentyr, Callander, Kalentyr), xxiii., 32, 33, 40, 48, 73, 74, 77, 80, 133.
Caldorvene, 221.
Callingad, 220.
Cambus, cxxiv.
Cambusbarron (Cambusbaroune), 123, 124, 150, 286-288.
Cambuskenneth (Cambuskynneth, Campus Kennethi, Kamis Kenethum), 9, 12, 21, 33, 34, 44, 48, 90, 117, 120, 123, 132, 136, 141, 143, 152, 160, 164, 296.
— Abbey of, v., xii., xiii.-xv., xviii.-xxvi., xxviii.-xli., xliii., xlv.-xlvii., liii., lvii., lviii., lxi.-lxiii., lxvii., lxix., lxxxiv., lxxxviii., lxxxix., xci.-xciii., cv.-cix., cxi., cxiii., cxviii.-cxxii., 201-203, 208, 241, 264, 289, 292, 295, 298.
— Barony of, xxviii., cxiv.-cxviii.
— Church of St. Mary of, xx., xxi., xxx., xxxii., 3, 6, 24, 56, 166, etc.
— Hood of, cxvii., cxxii., cxxiv.
— Lands of, xiii., xix.-xxvi., xxxvi., xlix., cxiii.-cxvii.
— Parish of, 294.
— Town of, cviii., 43, 47.
— Village of, xxviii.
Campsy, Parish of, cviii.
Cannusmeyn, 221.
Cardross, Lordship of, cxiii., cxviii.-cxxiv.
Carmel, Mount, 270.
Carnok, 150.
Carstairs, Vicarage of, xcviii.
Caroune, Mouth of, 63.
Carsy (Carsin, Carsyn, Karsy), 43, 44, 47, 278.
— Fishings of, xxiv., 44, 47, 289.
Carthusians (Cartusians), Place of the, 281.
Castellum Puellarum, 253.
Catham, 11.
Cathehill (Cathcochill, Cathol), 7, 11, 13, 18, 20.
Catir, Estir, Middle (Myddill), Wester, 220.
Causchini (Cushnie), xxiii., 89.
Clackmannan (Clackmannane), 29, 30, 33, 40, 43, 44, 47, 48, 70, 73, 74, 77-87, 90, 91, 176, 291, 294, 297.
— County of, xxiii., cxiv., cxviii.
— Fishings of, 7, 75.
— Land of, lxxi.
— Mill of, 40, 44, 48, 73, 74.
— Parish Church of, xxii., xxiv., lv., 29, 30, 40, 43, 47, 73, 74, 77-79, 81.
— Province of, 73.
— Rectory of, 79.
— Town of, 44.
— Vicarage of, lv., 33, 77, 78.
Claysched, Lands of, lxxix.
Clyde, River, xxiv.
Cokgoir, Lands of, 221.
Colley, Barony of, xxxv.
Collyne (Collin, Colling), xxii., xxiii., 39, 41, 43, 47, 70-72, 74.
Condland (Condelani, Condolan, Conlony), Lands of, 7, 11, 13, 17-20.
Corniscorun, Lands of, in Glenesk, lxxx.
Cowan's Hospital. *Vide* Stirling.
Cowgate (Cougait), 128.
Craghorth, 150.
Craigie, Lands of, cxvii.
Crail (Carel, Carrail, Crelyn, Karell, Karrel), 44, 47, 48, 88, 252, 253, 279.
Crethy (Crethyn), in Marr, xxiv., 88-90.
Crichton, Collegiate Church of, xcvi.
Croftmagra, lxii., 309.
Cukestoun, lxxx.
Cukispow (Cukispull), xxxiii., xxxv., cxxiv.
Culross (Culueros), Monastery of, 7, 10, 19.
Culthane, 221.
Cumbernauld, xxxi., xxxii.
Cupar in Angus, Monastery of, liii., 138, 139.
Cupar in Fife, 77.
Currie, Barony of, xlvi.
Cuyl, Lands of, li.

Dabley (Davly), Lands of, lxxx.
Denside, lxxix.
Douglie (Duglyn, Duglin, Dungelin), xxi., xxiii., 48, 68, 91-94, 250.
Drumcryn, 220.
Dryburgh, Abbey of, xcvii., cxiii., cxix.-cxxii.
Drymen (Drymmane), Parish Church of 214.

Dumbarton (Dumbertane), xxiii., 181, 223.
Dumbodelin (Dunbodevin), xxii., 39, 71.
Dunbarny (Dumbery, Dunberny), Parish of, 262, 265.
Dunblane, 21, 95, 101, 165, 166, 170, 173, 267.
—— Diocese of, 21, 95, 101, 163, 165, 168, 212, 265.
— Cathedral Church of, lxxii., 81, 139, 163-166, 170, 173, 265, 266.
Dundonald, xxviii., 318.
Dunfermline (Dunfermeling), xxxvii., xl., 288.
—— Abbey of, li., 136, 159.
Dunglas, Castle of, in East Lothian, cxiii., cxxiv.
Dunhasny (Dalhesney), Lands of, lxxx.
Dunipace (Dunypais, Donypais), xxiii., xxv., lviii., lx., lxii., 44, 48, 107-121, 148, 152.
— Church of, lx., 112, 114, 116, 149, 150-152.
Dunkeld, 24, 95, 101, 163, 202, 268, 269.
—— Cathedral of, lxxxviii., xcv., 191, 268.

Edinburgh, xxiii., xxxiii., xlvi., lxiii.-lxvii., lxix., lxx., lxxvi., lxxxi., lxxxviii., cxiv., 1, 61, 64, 71, 93, 124-130, 173, 174, 181-184, 186, 188, 210, 218, 222, 227, 251, 259, 283, 284, 289-291, 295, 316, 318.
— Canongate of, xvii.
—— Parliament House in, lxix.
—— Shire of, xlvi.
—— Tenement in, lxi.
Egglis (Egglyge, Egles), Church of, xxiv., xxv., 40, 44, 79, 142, 144, 150.
—— Town of, 144.
England, xcii., 58, 60, 251.
Erne, Bridge of, 262, 265.
Erth. *Vide* Airth.
Estir Catir, 220.
Ethame, 18.

Falkland, 145, 146, 148, 155.
Faylayat, 166.
Fern, Parish Church of, 195.
Ferne, Barony of, lxxx.
Fethirneris (Fetternear), 89.
Fetteresso, Church of, lxxiii.
Fife, Shire of, xxiii., cxiv., cxvii.
—— Deanery of, lxxxviii.
Flasconensis, Mons, 286.
Flodden, Field of, lxxiv.
Flores, 107.
Forfar, Shire of, xxiii., lxxix., lxxx.
Forgan (Forgound), 94.
Forteviot (Forteuiet), Church of, xxiii., xxiv., 132, 133.
Forth, xxi., lix., cxv., cxviii., 43, 47, 136, 150, 278, 289, 291-296, 299.
Fosterseyt, 18-20.
Fourgy (Forgy), 13, 14, 18-20.
France, xlii., lxxii., lxxiii., lxxvi.-lxxviii., lxxxiv., xcix., c.
Fuleche, xxiii., 136, 137, 152.

Garthow, 166.
Garththarne, 221.
Glasgow (Glasgw), 9, 177, 180, 183, 190, 192, 196, 203, 204, 208, 213, 215-217, 253.
—— Metropolitan Church of, 180, 204.
—— See of, lxix., xcviii.
Glenisla (Glennilefe, Glenilef, Glenylefe), Church of, xi., xxiv., liii., lix., 44-47, 137-141.
Graysteel, cvi.

Haddington (Hadingtoune, Hadinton), 44, 48, 279.
Herbertshire (Harbertschire), Barony of, xxiii., lxii., 113, 115, 117, 121.
Hethame (Heithame), 13, 17-20.
Hilweynd of Stirling, 299.
Holy Land, lxxv.
Holyrood (Holy Cross), Royal Chapel of, 193.
—— Church of, xlix.
Holyroodhouse, Abbey of, xix., xciv.
Hood (Huid, hude), of Cambuskenneth, cxvii., cxviii., cxxii.

Inchaffray, 266.
Inchgarvey, Isle of, lxxvii.
Inchmahome, Priory of, xcvii., cxiii., cxix.-cxxii., cxxix.

Inchomeyoth (Inchemathach, Incheomath, Inchemyeth), 96, 102, 112, 142.
Innirmethin, 48.
Inverkeilor, Barony of, lxxx.
Inverkeithing (Innerkethin, Inuerkething), xxiii., 41, 73, 74.
Italy, lxxiii.

Jedburgh, c.
Jerusalem, lxxv.

Kalentar (Kalentyr). *Vide* Calendar.
Karell. *Vide* Crail.
Karsy. *Vide* Carsy.
Keltor, 278.
Ketlistoun (Katelistune, Ketilstoun, Kettlestun, Kettleston), xxiii., lvii., 40, 43, 47, 68, 73, 74, 250-252.
Kildrummie, Castle of, xxxvii.
Kilmaronok, Church of, xxiv., liii.-lv., 199-224.
Kilsyth, Teinds of, cviii.
Kincardine (Kincardin), Church of, xxiv., lxxii., 44, 47, 160-167, 171, 313.
—— Shire of, lxxix.
Kinclaven (Kincletheuin, Kinclevin, Kynclethuyne), Church of, xxiv., xxxii., 44, 47, 267-271.
Kinghorn (Kingorne), 144.
Kinnoull (Kynnoule), Barony of, lvi., 224, 229.
—— Church of, xxiv., lvi., 224-249.
Kinross (Chiuross, Kynross), 250, 312.
Kintulach, xxiii., 179, 253-267.
Kippen (Kippane), 167-175.
—— Church of, lxix., lxxi., cxxviii., 167, 168.
—— Rectory of, lxxii.
Kirkintulach, xxiii., xxxi., 44, 47, 175-199.
—— Burgh of, xxxi.
—— Church of, xxiv., xxx.
Kirkis, Church of, 143, 146, 150.
—— Land of, 150.
Kirkton (Kirketoune), Church of, xxiv., 47, 112, 134, 142-160.
Knoll, The, xxxiii., xxxv., ci.
Kukespull, xxxiii., xxxv.

Ladresmore, 221.
Ladyland, xxiii., 274-277.
Lampurry, 166.
Lanarc, 4.
Larbert (Lethberth), 44, 148.
Lateran, 46, 48, 149, 151, 207.
Laudonia, Archdeaconry of, 295.
Lecro (Lecroth, Lecropt), Church of, xxiv., lvii., 27, 28, 267-269.
Ledereth, 3, 4, 6.
Ledersbeg, 221.
Lennox, The, xvi.
Lenze, Church of, xxxi., 179, 181, 183, 184, 187, 189, 190-199.
—— Church of Monyabrun, 179.
Lethame, 13, 17-20.
Linlithgow (Linlidchu, Linlithque, Lynlicku, Lynlinctu), xxiii., lx., ci., 40, 43, 47, 70, 77, 80, 88, 251, 271-274, 278.
—— Constabulary of, xxiii., 251.
—— Palace of, ix.
—— Shire of, xxiii., lvii.
Lochleven (Levyn), St. Serf's Inch in, xviii.
—— lv., 80.
Locres, 93.
Logie (Luggy), Parish of, xxix., cxv.
—— xxvi.
—— Chamberlain's lands of, cxv.
Logyn (Lochin, Login), Lands of, 41, 70, 71, 72, 74.
London, xli., lx., lxxxvi.
—— Public Record Office, lxxxvi.
Lothian, East, cxiii.
—— West, lxxv.
Louchbanc, 107.
Lundeif, lxxxviii., xciv.
Lundin, 48.
Luss, Parish of, xvi.
Lyons, 49, 52.

Malar, xxiii., 278, 279.
Mar, Earldom of, xxiii.
Mare Akyr (St. Mary's Acre), 15, 18, 20.
Mearns, lxxiii.
Megille, 259.
Menteith (Menteth), 168.
Menthfen (Methven), 258.
Merinche, Lands of, 220.

Middleburgh, City of, lxxxi.-lxxxiii.
Middle (Myddill) Catir, 220.
Mobbiscroft, xxiii., 278.
Montaigne, College of, lxiii.
Montrose, lxxii., lxxviii., lxxix., lxxxi.
—— Monastery of, lxxviii.-lxxx.
Monyabrun Lenzie, 179.
Monymell (Monimail), 230.
Mouth of Caroune, 63.
Murthach, Island of, 148.
Murtoun (Muretoun), xxiii., cxxiv., 274-278.
Myltoune, 221.

Naket Land, cxxiv.
Newbattle, Church of, xlviii.
Newburn, Battle of, cxiv.
Newcastle-on-Tyne, xxxix.
Newmanswalls, lxxii., lxxix.
Newton (Newtoun), 7, 11, 13, 20.
Nice, 236.
Northesk, Water of, lxxix.
Northswnne, 220.

Ochil Hills, xlvii.
Ochterhous (Vchterhous), Parish church of, 191.
Oppidum Puellarum (Edinburgh), 71.
Orchardhead (Orchardheid), 292.
Otterston, cxvii.

Paisla, lxxiii.
Paradise (Garden at Cambuskenneth), 310.
Paris, lxxxiv., lxxxix.-xci., xcix.
—— University of, lxxii., lxxxix.
Park, Old, of Stirling, 286-288.
Pentland, x.
Perth, xxiii., xli., lix., cxiv.-cxvi., 15, 28, 40, 44, 48, 62, 73, 74, 132, 133, 138, 140, 152, 236, 254, 257-259, 262, 265, 270, 279-281, 283, 318.
—— Parish Kirk of, lvi., 28.
Petcorthy (Petcorthin, Petcorthyn), xxiii., 44, 48, 252, 279.
Petlour, lxiii.
Pettillok (Petilloch, Petillok), 9-11, 13, 17-20.
Pinkie, Battle of, xcvii.
Plane, 150, 282-286.
Poictiers (Pictauia), 50, 51, 54.
Polmais (Polmaise Pollemase, Polmase, Pulmais), Elwyn (Weland), xix., xxiv., xxxv., xlix., ci., 41, 43, 44, 47, 48, 70-72, 74, 134, 149, 150, 152, 289, 296.
Pontefract Castle, cxxxvii.
Portnellenbeg, 221.
Portnellenmore, 221.
Preston and Boucle, xciv.
Pulmille (Polmilna), 43, 47.

Queensferry, lxxvii.

Redinche, 43, 47.
Renfrew, Fishing in water of, 46, 48.
—— Toft in burgh of, xxiv., 44, 48.
Rescoby, Barony of, lxxx.
Restalrig, cii.
Rhodes, lxxv., lxxvi.
—— Preceptory of, lxxv.
Ricardstoun, Lands of, xlvi.
Rome, lxxvi., cv., cvi., 17, 55, 151.
—— Church of, lxxv., 153.
Ros, 221.
Rosline, x.
Rossie, Lands of, lxxviii.
Rothesay, The Castle of, 141.
Roxburgh, Siege of, xlvi., xlvii.
Royston, cxii.
Ruddery Pow, cxviii.

St. Alexander, Hill of, 108.
—— Church of, 108.
St. Andrews, xxxv., ci., 4-6, 21, 31, 79, 81, 88, 90, 95, 96, 98, 99, 101, 104, 105, 113, 115, 134, 135, 139, 142, 148, 150, 151, 156, 183, 186, 187, 193, 195, 205, 206, 208, 212, 214, 226, 229-231, 236, 239, 242-245, 249, 253, 281, 284, 287, 292, 314.
—— Church of, xcvi., 202.
—— Diocese of, lxiii., 16.
—— Priory of, xciv.
—— Regality of, lxxx.
—— University of, lxxxviii., xcvi.
St. Catherine, Altar of, lxii.
St. James, Hospital of, 141.
St. John, Monastery of, 163.
—— Altar of, xxiv., lxii.

St. Lawrence, Altar of, xxv., lxii.
St. Mary, lxxix.
—— Field of, lxxxi.
—— Isle, xcix.
St. Mary's Acre (Mare Akyr), 15, 18, 20.
— Vennel, 306.
— Village, 58, 59.
St. Nicholas, Altar of, xxiv., lxii., 309.
St. Ninians, xxiii.-xxv., lxii., 156, 157.
—— Parish of, 294.
St. Peter's, Rome, 17, 55, 151.
St. Serf's Inch, in Lochleven, xviii.
St. Servan, Spring of, xxiii.
—— Church of, xxiv.
Salquhye, 87.
Sandhauch, Lands of, lxxix., lxxxi.
Saone, 53.
Saucheburn, cxxxi.
Sceot, 150.
Schakelok, Lands of, lxii., 308.
Scone, xliii., liii., lvii., lxviii., 75, 76, 200, 202, 252.
Selkirk (Seleschirche), 80.
Shannack (Shanno), Lands of, lxxx.
Siena, 42.
Smythetune, Lands of, li.
Sodor, Church of, 202.
Southfield, Lands of, cxvi.
Southsonne, 220.
Spittaleschelis, Deuside, lxxix.
Spittaltoune, 220.
Stirling (Striueling, Striuelingth), xxii.-xxiv., xxxiii., xxxiv., xxxvii., lix., lxiii., lxx., ciii., cvi.-cviii., cxi., cxvi., 26, 29, 32, 34, 40-44, 47, 48, 56, 57, 61-65, 70-75, 77, 80, 91, 93, 113, 115, 117, 119, 123, 133, 134, 141-144, 150-154, 160, 161, 170, 178, 225, 227, 251, 252, 255, 257, 274-278, 282-286, 289-291, 294, 297, 298, 314, 317.
—— Castle of, cix.
—— Church of St. Mary of, xix.-xxi., xlviii., 25, 26, 29, 42, 43, 56, 57, 70, 71, 74, 79, 132, 133, 161, 175, 177.
— Cowan's Hospital in, xiii., cx., cxv.-cxviii.
—— Hill Wynd in, lix., 299.
—— Lordship of, xxii., 39, 71, 72, 74.
Stirling, Parish of, xxviii., xxix.
—— Shire of, xxiii., xxxiii., xxxv., cvi., 74, 77, 80.
—— St. Mary's Vennel, lxv., 306.
—— Tenements in, lxv.
Stratherne, 254, 255, 257, 258.
—— Deanery of, lxxxviii.
—— Earldom of, xxiii., li.
Strogeith, 212.
Strubeith, 315.

Thynaglass, 221.
Torbrex, cvi., cxi.
Torry, 288.
Torwood (Torwod), 278.
Trosk, xxiii.
Touch, xxii., xxiii.
Tulibody, xxiv., 41, 70, 161, 162, 164-166, 278, 289, 295, 312-314.
—— Orchard of, 295.
Tulibotheuyn (Tulibodevin, Tulliboyene, Tulybethwyne, Tulybotheuin, Tulybotheuyn, Tulybotheyne), xxii., 41, 43, 44, 47, 79, 74.
—— Fishings of, 44, 47.
Tullymurthac, xxii., 316, 317.
Tulycoultry (Tulycultrane, Tulycultri), xxiii., xxiv., 44, 47, 161, 162, 164, 165, 313, 314, 316.
—— Church of, 44, 314, 315.
Tulylum, of the Diocese of Dunkeld, 98, 104, 106.
Tweed, 57, 59.
Tyburne, cxxxvii.
Tynningham, cxiv., 79.

Vchterhous. *Vide* Ochterhouse.
Victoria Bridge, Montrose, lxxix.
Viterbo, 67, 164.
Vthirbannock (Vtred Banoc), 150, 299.

Waird Damside, cxvii., cxxiv.
Warynstoun, Lands of, xlvi.
Wedall, 3.
Weems, House of, x.
Wigtown, xxxi., xxxii.

York, lx.

NOTE OF SEVERAL MISTAKES IN THE ORIGINAL MANUSCRIPT REGISTER OF CAMBUSKENNETH.

Page of MS Register	Page of Print		
13	26	line	21, Waltero Olikis *for* Waltero Olifard.
14	29	,,	18, Hastitig *for* Hastingis.
14	29	,,	19, Hernico (*or* Hermco) *for* Henrico.
27	54	,,	23, conuersionis *for* conuersationis.
28	57	,,	19, comitibus *for* comite.
36	71	,,	21, Dunbodeuin *for* Tulibodeuin.
36	73	,,	22, Valing *for* de Valonis.
41	82	,,	13, sicut *for* sunt.
59	118	,,	13, servituris *for* futuris.
61	123	,,	17, Cambuskynneth *for* Cambusbaroune.
66	133	,,	9, Willelmo de Bidun *for* Waltero de Bidun.
67	133	line	23, Comite de Dinec *for* Comite Dunecano.
67	133	,,	25, Waltero de Werk *for* Waltero de Berkeley.
99	198	,,	1, manibus *for* manualibus.
118	234	,,	19, assumptiones *for* assumpti, omnes.
128	252	,,	18, Willelmo Ludo *for* Waltero de Bidun.
128	253	,,	2, Eugenio *for* Engelramo.
130	256	,,	19, grauidam *for* quamdam.
132	259	,,	21, Drumfergart *for* Drumsergart.
135	265	,,	7, Dunbery *for* Dunberny.
144	280	,,	25, Oronestet *for* Restennet.
151	293	,,	5, Quetht *for* Conuetht?

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